ANNO DECIMO SEPTIMO & DECIMO OCTAVO

VICTORIÆ REGINÆ.

Cap. clxxxviii.

An Act for the more effectual Drainage and Improvement of certain Lands in the Parish of *Methwold* in the County of *Norfolk*, and for other Purposes. [24th *July* 1854.]

WHEREAS an Act was passed in the Thirteenth Year of the Reign of King *George* the Third, Chapter Forty-five, intituled *An Act for draining and preserving certain Fen Lands and Low Grounds lying in the* South Level, *Part of the Great Level of the Fens commonly called* Bedford Level, *between certain old Rivers or Drains called* Stoke River *and* Brandon River, *and a certain Level or District called* Feltwell New District, *and the Hard Lands of* Woodhall-in-Helgay *and* Helgay, *in the Counties of* Norfolk *and* Suffolk, whereby certain Fen Lands and Low Grounds therein described were made One general District for the Purpose of scouring, deepening, maintaining, and supporting the old Sewer or Drain called *Sam's Cut* otherwise *Sam's Cut Drain*, and a certain Sluice called *Hunt's Sluice* at the End thereof next the River *Ouse*, and were also thereby made Two separate Districts or Divisions for the Purpose of embanking and draining the same Lands; and such Part, and so much of the said Fen Lands and Low Grounds as lay on the South Side of *Stoke River*, *Methwold Lode*, and on the North 13 Geo 3. c. 45.

Side of *Sam's Cut*, containing about Eight thousand Acres, were thereby made the First District or Division for the Purposes of Drainage under the said Act; and by the said Act it was directed that the Waters of the said First District should be conveyed by One Mill into the *Stoke River*, and that the Downfall Waters of the said general District, and of the said Two Districts respectively, should be carried and conveyed to Sea by interior Drains into *Sam's Cut* and through *Hunt's Sluice* into the River *Ouse*; and by the said Act certain Persons therein named or referred to were appointed Commissioners for executing the Powers of the said Act so far as related to the First District, and the said Commissioners were empowered to heighten, widen, strengthen, make and maintain, and support the North Bank of *Sam's Cut*, and all such interior Drains running across *Methwold* and *Feltwell Commons* within the said First District, as they should think proper, and also to execute other Drainage Works within the said District; and it was by the said Act declared that the said Drain called *Sam's Cut* and the said Sluice called *Hunt's Sluice* should be deemed the joint common Work of the Commissioners of the said Two Districts, and should be opened, scoured, cleansed, and repaired at the joint Costs and Charges of the said Two Districts respectively; and by the said Act the Commissioners of the said First District were empowered to assess and tax the Owners and Occupiers of all the Fen Lands and Low Grounds held in Severalty or being private Property situate within the said First District (except the said Common called *Methwold Common* and certain other Lands therein mentioned), with yearly Taxes at the Discretion of the said Commissioners, not exceeding in any One Year the Sum of Sixpence *per* Acre: And whereas the Lands called *Methwold Common*, and by the said Act exempted from the Payment of the Taxes thereby authorized, form Part of the said First District, and are entitled to drain into the said *Stoke River* (or River *Wissey*) and *Sam's Cut* in the Manner provided by the said Act: And whereas by an Act passed in the Forty-fifth Year of the Reign of His Majesty King *George* the Third, Chapter Forty-eight, intituled *An Act for inclosing Lands in the Parish of* Methwold *in the County of* Norfolk, the said Lands called *Methwold Broad Common* were authorized to be divided and inclosed in the Manner therein provided, and the Commissioners appointed to carry the Powers of the said Act into execution were empowered to erect such Engines and Mills, and to cut such Drains and Watercourses upon the Lands so to be inclosed, as should be necessary for improving *Methwold Broad Common*, and such Engines, Mills, Drains, and Watercourses were to be maintained and kept in repair at the Costs and Charges of such Persons as the said Commissioners should direct; and by the said Act the said Commissioners were empowered, for more effectually improving the said Common, to

45 G. 3, c. 45.

make

make a Drain through the Tract of Land called *Methwold Severals*, belonging to His Majesty in right of his Duchy of *Lancaster*, to a Water Engine there belonging to His Majesty; and it was directed that such Water Engine, after such Drain should be made, should be worked and used as well for draining the said Common as the said Severals, and that such Drain should be kept in repair by such Persons as the said Commissioners by their Award should direct: And whereas the Commissioners acting in execution of the said last-recited Act, by their Award dated the Sixth Day of *March* One thousand eight hundred and seven, divided and allotted the said Common, and directed certain Drains and Watercourses therein described to be made for draining the same, and directed that the Costs of repairing and working the Water Engine therein mentioned, and of repairing the Sluices, Foot-bridges, and Tunnels, and of maintaining the same in good Repair, and of keeping the said Drains clear and open, should be paid by the King's most Excellent Majesty, His Lessees or Tenants, and the several Proprietors and Owners of Allotments in respect of Common-right Houses on the said Common, their respective Lessees, Tenants, and Assigns, in the Proportions in the Schedule in the said Act particularly mentioned; and the said Commissioners appointed the Fen Reeves appointed at the Court Leet holden for the Manor of *Methwold* on the Part of *Lancaster* to be the Collectors, and to have the entire Management and Application of the Monies to be so raised for the Purposes aforesaid: And whereas the Rate of Sixpence *per* Acre by the said first-recited Act authorized having been found insufficient for putting in execution the Powers thereof in relation to the said First District, the Powers of the said Act in relation to the said District have long ceased to be exercised, and there are now no Commissioners acting in execution thereof: And whereas the Powers by the said last-recited Act, and by the Award made in pursuance thereof, granted for the Recovery of the Monies by the said Award directed to be collected and applied by the Fen Reeves for the Maintenance of the said Drains and other Works, have been found insufficient, and the existing Powers for the Drainage of the said Lands are defective: And whereas by reason of the defective Drainage and of the Liability to Floods the Value of the said Lands formerly forming *Methwold Broad Common*, and of certain adjoining Lands lying at the South-west Corner of the said Common called *Adventurers Lands*, bounded by a certain Drain called *Ferry Dike* North, by Part of the said Common called the *Queen's Ground* East, and the said *Sam's Cut* Drain South-west, is greatly diminished: And whereas it would be of great Advantage to the Owners and Occupiers of the said Lands, and to the Inhabitants of the said District, if the said Lands were erected into a separate District for Drainage under the Management of a separate Body of Commissioners, and if further Powers for deepening,

deepening, improving, and maintaining *Sam's Cut*, and for making, widening, deepening, and improving other Drains, and for maintaining *Hunt's Sluice*, and of executing and maintaining other Drainage Works, were vested in such Commissioners, and if such Commissioners were authorized to levy Rates and to raise the several Sums of Money herein-after provided: And whereas the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it 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; (that is to say,)

Commencement of Act.

I. That this Act shall commence and take effect on the Third *Monday* after the passing thereof.

Short Title.

II. That in citing this Act for any Purpose whatever it shall be sufficient to use the Expression "The *Methwold* Drainage Act, 1854."

Limits of Act.

III. That the Limits of this Act shall comprise and include all the District or Lands formerly constituting *Methwold Broad Common* (including the Lands called *Thonham Closes*), in the Parish of *Methwold* in the County of *Norfolk*, (except certain Lands called *Slusham Closes* belonging to the Master and Fellows of *Sidney Sussex College* in the University of *Cambridge*, and except also the Lands containing Three hundred and sixty-six Acres and Thirty-nine Perches called the "*Queen's Ground*,") and shall also include the Lands adjoining the same called *Adventurers Lands* also situate in the said Parish of *Methwold*, and which said several Lands are bounded or described as follows; (that is to say,) commencing at a certain Corner called *Ferry Dike Corner* situate in *Methwold* aforesaid, and adjoining a Drain called *Sam's Cut Drain*, and running in an Easterly Direction along the Drain called *Ferry Dike* to a Point in the said Drain called *Jeffery's Corner*, and thence in a Northerly Direction along the Drain called the *Severals Drain* or *Common Dike* to the South Bank of the River *Wissey*, and thence along the said Bank to the North Side of the Drain called *Methwold Lode*, and along the North Side of the said Lode to a Drain called *String Dike*, and thence along the North Side of the said last-mentioned Dike to another Drain called *Swan Hun Dike*, and thence in a Southerly Direction along the Eastern Side of the said Dike and along the Hard Lands in *Methwold* aforesaid to a certain Pit called *Homebridge Pit*, and thence along the Hard Lands in *Methwold* aforesaid to a certain Drain called the *Hanging Dike*, and thence along the East and South Sides of the said last-mentioned Dike to a Pit called *Lode's End Pit*, and from thence to

and

and along the Eastern Side of the Drain called *Land Dike*, and thence along the Eastern Side of the said last-mentioned Dike to the Drain called *Howe Lode*, and thence along the South Side of the said Lode to its Junction with *Sam's Cut Drain*, and thence along the North Side of *Sam's Cut* to *Ferry Dike Corner* aforesaid.

Part of 10 & 11 Vict. c. 16. incorporated.

IV. That "The Commissioners Clauses Act, 1847," with the Exception of the Clauses with respect to the Election and Rotation of the Commissioners where the Commissioners are to be elected by the Ratepayers or other like Class of Electors, shall be incorporated with and form Part of this Act.

Qualification of Commissioners.

V. That every Person who for the Time being shall be seised or possessed in his own Right or in Right of his Wife, or as Trustee, Committee, or Guardian of or for any married Woman, Lunatic, Minor, or other Person, of Thirty Acres or more of the Lands subject to be taxed by virtue of this Act, shall be a Commissioner for the Purposes of this Act, and for making and maintaining all Works and Conveniences which the Commissioners may deem necessary for such Purposes, subject to the Provisions contained in this Act and the Acts incorporated herewith; and the Commissioners for the Time being acting in execution of this Act shall be called "The *Methwold* Drainage Commissioners."

Only One of several Trustees to act.

VI. Provided always, That where there is more than One Trustee, Committee, or Guardian for any married Woman, Lunatic, Minor, or other Person, only One such Trustee, Committee, or Guardian shall at any One Time act as a Commissioner in right of such married Woman, Lunatic, Minor, or other Person respectively.

Power to appoint Deputies.

VII. That every such Commissioner who shall be so seised or possessed as aforesaid of Sixty Acres or more of any Lands subject to be taxed under the Powers of this Act may, by Writing under his or her Hand, appoint some fit Person as his or her Deputy to act in the Execution of this Act in his or her Absence, and such Deputy during such Absence shall have the same Powers for executing this Act as his Principal would have had if present, but that no Person so appointed shall be capable of acting as a Commissioner under the Appointment of more than One such Owner at any One Time.

Half-yearly Meetings to be held.

VIII. That it shall not be necessary for the Commissioners to hold any Annual Meeting, but they shall hold their First General Meeting, within Three Months after the passing of this Act, at the *George* Inn in *Methwold* aforesaid, at the Hour of Eleven o'clock in the Forenoon, and shall also hold Two General Meetings on the Second *Monday* in the Months of *April* and *October* in each Year at such

such Places and at such Hours as they shall from Time to Time appoint; and every such General Meeting may elect a Chairman, and may exercise the same Powers of adjourning and other Powers, and such Chairman may exercise the same Powers of voting and other Powers, as by "The Commissioners Clauses Act, 1847," are vested in the Annual Meeting thereby authorized to be held, and in the Chairman of such Meeting.

Business of Commissioners to be transacted at the General or adjourned Meetings.

IX. Provided always, That, notwithstanding anything in "The Commissioners Clauses Act, 1847," contained to the contrary, it shall not be necessary for the Commissioners to hold Monthly Meetings, but all the Business by the said Act directed and authorized to be transacted at the Monthly Meetings therein mentioned may be transacted at any General Meetings or adjourned Meetings of the Commissioners; nor shall it be necessary for the Commissioners to provide any public or other Office or Offices for holding the Meetings and transacting the Business of the Commissioners, or for the Use of their Officers or otherwise, or to require the daily Attendance of their Clerk or any other Person duly authorized by them in that Behalf at any Office for that Purpose, or to publish any Notice of the Situation of the Office of the Commissioners or of the Hours during which Attendance is given there.

Special Meetings.

X. That any Three or more of the Commissioners may require a Special Meeting of the Commissioners to be held by Notice under their Hands to be affixed on the Church Doors as herein-after mentioned, and every such Special Meeting may be adjourned in the same Manner as the General Meetings herein-before mentioned.

Notice of Meetings.

XI. That it shall not be necessary to give Notice of any Meeting of the Commissioners otherwise than by affixing written Notices thereof on the principal outer Doors of the Parish Church of *Methwold* on the Two *Sundays* next preceding such Meeting.

Special Notice of Proposition to consider Steam Drainage.

XII. Provided always, That if at any future Time a Proposition to drain the said District by Steam shall be made, then Notice of the Intention to consider the same shall also be given at the Meeting of the Commissioners which shall be held next before the Meeting at which such Proposition is to be submitted to the Commissioners, and shall also, at least Seven Days before the holding of the Meeting to consider such Proposition, be published once at least in some Newspaper of the County of *Norfolk* or *Suffolk* usually circulated in the Neighbourhood of the said Lands.

Quorum of Meetings.

XIII. That the Quorum of a Meeting of Commissioners shall be Three.

XIV. Pro-

Service of Summons, &c.

XIV. Provided always, That, notwithstanding anything in "The Commissioners Clauses Act, 1847," contained to the contrary, any Summons or Notice, or any Writ or other Proceeding at Law or in Equity, requiring to be served upon the Commissioners, shall or may be served upon the Commissioners by the same being sent through the Post Office, directed to the Commissioners at their principal or other Office, or at the Office of their Clerk.

As to Auditors.

XV. That it shall not be necessary for the Auditors to be appointed under the Powers of "The Commissioners Clauses Act" incorporated herewith to have the like Qualification, nor shall they be subject to the like Disqualification or Disability, as the Commissioners.

8 & 9 Vict. c. 18. incorporated.

XVI. That "The Lands Clauses Consolidation Act, 1845," shall be incorporated with and form Part of this Act: Provided always, that nothing in this Act or in the said "Lands Clauses Consolidation Act" shall authorize the Commissioners to purchase, take, or use any Lands, other than the Lands mentioned in the Schedule (A.) to this Act annexed, unless with the Consent of and by Agreement with the Owners, Lessees, and Occupiers thereof.

Power to purchase Lands.

XVII. That it shall be lawful for the Commissioners for the Purposes of this Act to enter upon, purchase, and take compulsorily any of the Lands comprised in the Schedule (A.) to this Act annexed, and by Agreement with the Owners, Lessees, and Occupiers thereof to purchase any other Lands which the Commissioners may deem it expedient to purchase and use for the Purposes of this Act.

Errors and Omissions in Schedule to be corrected by Justices, who shall certify the same.

XVIII. That if any Omission, Mis-statement, or wrong Description shall have been made of any Lands, or of the Owners, Lessees, or Occupiers of any Lands described in the Schedule to this Act, the Commissioners, after giving Ten Days Notice to the Owners of the Lands affected by such proposed Correction, may apply to Two Justices for the Correction thereof; and if it appear to such Justices that such Omission, Mis-statement, or wrong Description arose from Mistake they shall certify the same accordingly, and shall in such Certificate state the Particulars of any such Omission, Mis-statement, or wrong Description; and such Certificate shall be deposited with the Clerk of the Peace of the County of *Norfolk*, and thereupon the Schedule shall be deemed to be corrected according to such Certificate, and the Commissioners may take the Lands according to such Certificate, as if such Omission, Mis-statement, or wrong Description had not been made.

Certificate to be deposited.

Period within which Lands are to

XIX. That the Powers of this Act for the compulsory Purchase of Lands for the Purpose of making or widening Drains to lead the Waters

be purchased for natural Drainage.

Waters of the District by natural Drainage towards or into *Sam's Cut* shall not be exercised after the Expiration of Five Years from the passing of this Act.

Period within which Lands are to be purchased for Steam Drainage.

XX. That the Powers of this Act for the compulsory Purchase of Lands for the Purpose of making or widening Drains to lead the Waters of the District towards or into the River *Wissey* or elsewhere for Drainage by Steam Engines or other lifting Power, shall not be exercised after the Expiration of Five Years from the Date of the Resolution of the Commissioners by which they shall in accordance with this Act resolve to adopt Drainage by Steam Engines or other lifting Power.

Lands and Property vested in the Commissioners.

XXI. That all Banks, Forelands, Sluices, Ditches, Tunnels, Drains, Bridges, Dams, Headings, Doors, Flood Gates, Stanches, Culverts, Ways, and other Works, within the Limits of this Act, except such as are reserved and excepted by this Act, and the Right and Property of and in all Engines, Mills, Machinery, Implements, Materials, Goods, Articles, and Things erected or provided or had by the Commissioners for the Purposes of this Act, shall belong to and be and the same are hereby vested in the said Commissioners for the Purposes of this Act; and all Lands to be purchased or acquired by the Commissioners by virtue of this Act, and all Buildings thereon, shall, upon the Execution of proper Deeds of Conveyance duly stamped, belong to and be vested in the said Commissioners for the Purposes of this Act.

Power to deepen, &c. Sam's Cut.

XXII. That it shall be lawful for the Commissioners to cause all the Waters of the District under this Act to pass into the said River *Wissey* and the Drain called *Sam's Cut* or either of them; and in order to carry the Waters of *Sam's Cut* with greater Rapidity into the River *Ouse* it shall be lawful for the Commissioners, subject to the Provisions and Restrictions of this Act, from Time to Time to deepen, scour, and cleanse the said Drain called *Sam's Cut*, and also to deepen, widen, scour, and cleanse the Drain called *Ferry Dike*, in such Places and to such Extent in each Case as the Commissioners shall think necessary, and also to repair the said Sluice called *Hunt's Sluice* when and as often as the Commissioners shall think proper, and to maintain the said Drains and Sluice at all Times in such a State and Condition as the Commissioners shall think necessary and proper for the effectual Drainage of the District under this Act.

Working Drawings to be deposited at Admiralty for commencing Works.

XXIII. That previously to commencing the Outlet of the Drainage into the River *Ouse* or the Works connected therewith the Commissioners shall deposit at the Admiralty Office Plans, Sections, and Working Drawings of the said Outlet or Outlets and Works connected

nected therewith, for the Approval of the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland* or the Commissioners for executing the Office of Lord High Admiral aforesaid, such Approval to be signified in Writing under the Hand of the Secretary of the Admiralty, and such Outlet or Outlets and Works shall be constructed only in accordance with such Approval.

Works affecting tidal Waters not to be executed without the Consent of the Admiralty.

XXIV. That it shall not be lawful for the Commissioners to construct in, under, over, across or through any tidal or navigable Water, any Work hereby or otherwise authorized to be made, without the previous Consent of the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland* or the Commissioners for executing the Office of Lord High Admiral aforesaid for the Time being, to be signified in Writing under the Hand of the Secretary of the Admiralty, and then only according to such Plan and under such Restrictions and Regulations as the said Lord High Admiral or the said Commissioners for executing the Office of Lord High Admiral may approve, such Approval being signified as last aforesaid; and where any such Work, or any Work hereby requiring his or their Approval, shall have been constructed, it shall not be lawful for the *Methwold* Drainage Commissioners at any Time to alter or extend the same without obtaining previously to making any such Alteration or Extension the like Consent or Approval; and if either or any of such Works shall be commenced or completed, or be altered or extended, contrary to the Provisions of this Act, it shall be lawful for the said Lord High Admiral or the said Commissioners for executing the Office of Lord High Admiral to abate, alter, and remove the same, and to restore the Site thereof to its former Condition, at the Cost and Charge of the said Drainage Commissioners, and the Amount thereof shall be a Debt due from the said Drainage Commissioners to the Crown, and be recoverable accordingly with Costs of Suit.

Admiralty may direct a Local Survey at Expense of Commissioners.

XXV. That if at any Time or Times it shall be deemed expedient by the Lord High Admiral of the United Kingdom or the Commissioners for executing the Office of Lord High Admiral to order a local Survey and Examination of any Works of the said Drainage Commissioners in, over, or affecting any tidal or navigable Water or River, or of the intended Site thereof, the said Drainage Commissioners shall defray the Costs of every such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the said Drainage Commissioners, and if not paid upon Demand may be recovered as a Debt due to the Crown with the Costs of Suit, or may be recovered with Costs as a Penalty is or may be recoverable from the said Drainage Commissioners.

If Works affecting tidal Waters

XXVI. That if any Work to be constructed by the said Drainage Commissioners in, under, over, through, or across any tidal Water or navigable

fall into Decay, the Admiralty may remove them at Expense of Commissioners.

navigable River, or if any Portion of any Work which affects or may affect any such Water or River or Access thereto, shall be abandoned or suffered to fall into Disuse or Decay, it shall be lawful for the Lord High Admiral or the Commissioners for executing the Office of Lord High Admiral to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the said Drainage Commissioners, and the Amount thereof shall be a Debt due from the said Drainage Commissioners to the Crown, and be recoverable accordingly with Costs of Suit.

Works to be executed by the Commissioners.

XXVII. That, subject to the Restrictions and Provisions in this Act and the Acts incorporated herewith contained, the Commissioners may execute all or any of the Works following; (that is to say,)

They may make, erect, repair, and maintain all such Sluices, Ditches, Doors, Cuts, Catch-water Drains and other Drains, Tunnels, Dams, Headings, Outlets, Forelands, Stanches, Culverts, Banks, Engines, Bridges, Machinery, Buildings, and other Works and Conveniences as they may deem requisite for the Drainage and Improvement of the Lands within the Limits of this Act or any Part thereof, and may also, with the Consent of the Commissioners or other Persons having the Control thereof, connect any such Cuts or Catch-water Drains with any Cuts or Catch-water Drains in any adjoining District or Lands, and may also connect any such Banks with any Banks in any adjoining District or Lands:

They may cleanse, scour, deepen, and improve or alter the Course of any existing Banks, Ditches, Drains, or Watercourses within the Limits of this Act:

They may enter upon and use any public Drains and other Drains or Banks within the Limits of this Act, and may enter upon and use any Lands described in the Schedule (A.) to this Act annexed, and by Agreement with the Owners, Lessees, and Occupiers thereof may enter upon and use any other Lands, and may dig and take Earth and Soil therefrom respectively, or may lay up and continue Earth and Soil or other Matters thereon, and may remove Trees and other Obstructions within the Limits of this Act:

They may abandon or stop up so much of any of the present Drains and Watercourses as may be rendered unnecessary by any of the Drains or other Works executed by the Commissioners, or as it may be desirable to stop up for any Purpose; and where the Soil of the Drains or Watercourses so abandoned or stopped up is not vested in the Owners of the adjoining Lands or other Parties the Commissioners may sell the same for the Purposes of this Act:

They

They may make or cause to be made all such Surveys of the Land, Works, and Hereditaments within the Limits of this Act as they may think fit:

They may lay out, construct, repair, and maintain all such Droves or Occupation Roads, with proper Banks, Ditches, or other Fences, as they may think requisite for the convenient Use and Occupation of any Lands within the Limits of this Act:

They may from Time to Time alter, repair, or discontinue the before-mentioned Works or any of them, and construct others in their Stead:

They may use or dispose of the Materials of any Works which may be taken down or removed or rendered unnecessary by any of the Works executed by the Commissioners:

And they may do all other Acts which they may deem necessary for rendering more efficient the Drainage of the said District.

New Cuts not to exceed Eleven Feet in Width at the Bottom.

XXVIII. Provided always, That no new Cut for Drainage to be made under the Powers of this Act shall be of a greater Width at the Bottom than Eleven Feet.

Roads not in Schedule (A.) not to be interfered with without Consent.

XXIX. Provided also, That no Turnpike Road, Public Carriage Road, or the Works connected with the same, not described in the Schedule (A.) to this Act annexed, shall be altered or interfered with by the Commissioners without the Consent of the Trustees or Surveyors in whom the Control and Repair thereof are vested.

Commissioners to make Compensation for Damage.

XXX. That in the Exercise of the Powers by this Act granted the Commissioners shall do as little Damage as may be, and shall make full Satisfaction, in manner herein and in any Act incorporated herewith provided, to all Parties interested for all Damage sustained by them by reason of the Exercise of such Powers; and in case any Party shall claim Compensation, and the same shall be referred to Arbitration or to a Jury or to Two Justices, and he shall not be able to prove to the Satisfaction of such Jury or Arbitrator or Two Justices that he has sustained any Damage or Injury, the Jury, Arbitrators, or Justices, as the Case may be, may award such Costs, Charges, and Expenses occasioned thereby to be paid by the Party claiming Compensation to the Commissioners as they or he shall think just, and the Amount of such Costs, Charges, and Expenses shall and may be received by them in the same Manner as Penalties and Forfeitures imposed by this Act.

If no Compensation awarded, Claimant to pay the Cost.

When new Drains completed, Rights of Drainage through old Channels to cease.

XXXI. That when and so soon as any new Drain or Watercourse shall be made and completed so as to admit a free and perfect Passage of the Water through the same for the Purposes of Drainage, and not sooner, all Rights of Drainage through the old Channel for which

which such new Drain or Watercourse is substituted shall cease and be at an end.

The Commissioners to repair the South Bank of Methwold Lode, near the Common Lands.

XXXII. And whereas by the said first-recited Act the Commoners having Right of Common upon *Methwold Common* are required to repair for ever the Bank on the South Side of *Methwold Lode* from the West End of *Thornham Closes* to the *Stoke River* so far as *Methwold Common* extended, and the Fen Reeves of *Methwold* are authorized to raise Money in the Manner therein provided for defraying the Charge of repairing the said Bank: Be it enacted, That after the Commencement of this Act the Commissioners acting under this Act shall be liable to repair the said Bank to the Extent to which the said Commoners are by the said first-recited Act made liable to repair the same, and also so much of the said Bank as lies on the North Side of *Thornham Closes* now repaired by the Lessee of the said Closes, and the Commissioners shall defray the Expense of repairing the same out of the Rates and other Monies by this Act authorized to be levied by the Commissioners; and in case the Commissioners shall, for the Space of Ten Days after Notice from the Lessee of *Methwold Severals* to repair the same, neglect to repair the same, the Lessee of *Methwold Severals* shall have the full Power to repair the same, and to recover the Costs thereof from the Commissioners in any Court of competent Jurisdiction.

Power to agree with other Commissioners using Sam's Cut and Hunt's Sluice for the Payment of Part of the Expense of improving the same.

XXXIII. And whereas other Districts for Drainage are now entitled to use the said Drain called *Sam's Cut*, and are liable to contribute towards the Costs and Expenses of maintaining, improving, and cleansing the same: And whereas the deepening of the said Drain and the improving *Hunt's Sluice* in the Manner authorized by this Act will be beneficial to all the Districts using the said Drain and Sluice, and it is reasonable that they should contribute a fair Proportion of the Expense of deepening and improving the same respectively: Be it therefore enacted, That it shall be lawful for the Commissioners acting under this Act to agree with the Commissioners or other Persons interested for all or any of the other Districts of Drainage using *Sam's Cut*, *Hunt's Sluice*, and *Ferry Dike*, or any of them, for the Payment by such last-mentioned Commissioners or other Persons, or any of them, of such Sum or Sums of Money as shall from Time to Time be agreed upon between the said Commissioners towards the Expense of deepening and improving the said Drains and Sluice under the Powers of this Act; and it shall be lawful for the Commissioners by whom any such Sum of Money shall be so agreed to be paid to pay the same out of any Monies which they have raised or are authorized to raise, and to apply to the Improvement, Maintenance, and Repair of the said Drains and Sluice, or either of them: Provided always, that nothing in this Act contained shall exempt any

any Commissioners or Persons who under the said first-recited Act are liable to contribute to the Maintenance and Improvement of *Sam's Cut* and *Hunt's Sluice*, or either of them, from their present Liabilities to maintain and improve the same.

Ditches, &c. to be kept open.

XXXIV. That the several Owners or Occupiers of Lands within the Limits of this Act, subject to the Provisions of this Act, shall at all Times well and sufficiently rode, cleanse, scour, deepen, widen, and repair the several Outring Dikes, Division Dikes, Droveway Dikes, Interior Dikes, and Ditches within or adjoining or belonging to their respective Lands, so that every such Dike or Ditch shall be of such Depth and Width as the Commissioners shall from Time to Time appoint, and shall at all Times keep and maintain the said Dikes, Ditches, and Watercourses, and every of them, of the same Depth and Width respectively, and lay down proper and sufficient Culverts or Tunnels wherever necessary for the Passage of Water along the same, of such Width, Depth, and Dimensions respectively as the Commissioners shall from Time to Time direct or require; and in case any such Owner or the Occupier of such Lands shall at any Time neglect or refuse so to rode, cleanse, scour, widen, deepen, repair, keep, or maintain any such Dike, Ditch, Culvert, or Tunnel for the Space of Fourteen Days next after Notice in Writing so to do under the Hands of any Three of the Commissioners, or of their Clerk or other Officer, shall have been given to such Owner or Occupier or left at his usual Place of Abode, he shall for every such Neglect or Refusal forfeit a Sum not exceeding One Shilling nor less than Twopence for every Rod of such Dike or Ditch so neglected to be scoured, cleansed, opened, and repaired, and also a Sum not exceeding Sixpence nor less than One Penny for every Rod of such Dike or Ditch so neglected to be roded, and also any Sum not exceeding Five Pounds for every Culvert or Tunnel so neglected to be made, repaired, or opened as aforesaid; and the Commissioners may execute the Work so neglected or refused to be done, and all Charges and Expenses attending the same shall be reimbursed to the Commissioners by such Owner or Occupier, to be recovered in like Manner as Damages not specially provided for are recoverable under the Provisions of this Act or any Act or Part of an Act incorporated herewith.

In default of Owners or Occupiers, Commissioners may cause Work to be done.

What Maps, Surveys, &c. may be used in carrying into effect Provisions of this Act.

XXXV. That it shall be lawful for the Commissioners to adopt and make use of any existing Surveys, Maps, and Plans, parochial or otherwise, of all or any Part of the Lands or Grounds by this Act made liable to the Payment of any Tax or Assessment, and the said Commissioners may in their Discretion from Time to Time order and direct all or any Part of such Lands or Grounds to be surveyed and mapped, and it shall be lawful for any Person employed on such

Survey, Map, or Plan to enter on any taxable Lands or Grounds for that Purpose; and a Copy of or Extract from any Survey, Map, or Plan so adopted or made use of, and also the said last-mentioned Survey or Map, when authenticated to the Satisfaction of the Commissioners, and signed by any Three or more of them, shall be binding on the several Persons charged with the Payment of such Taxes and Assessments for their several Lands and Grounds, and shall be admitted in Evidence in all Courts whatsoever in all Cases, Suits, and Actions touching anything done in pursuance of this Act.

Power to levy Rates and Taxes.

XXXVI. And in order to raise Money for carrying the several Purposes of this Act into execution, be it enacted, That it shall be lawful for the Commissioners in General or Special Meeting assembled, from Time to Time in every Year, as Occasion shall require, to rate, assess, and tax all the Lands within the Limits of this Act, and all the Owners and Occupiers thereof respectively, with such equal Sum or Sums of Money *per* Acre as the Commissioners shall think fit, not exceeding One Shilling and Sixpence *per* Acre *per Annum*, and so in proportion for any less Quantity than an Acre, to be called "The General Drainage Rate," and to be applied for the Purposes of this Act.

Power to raise an additional Rate in certain Events.

XXXVII. That it shall be lawful for the Commissioners to enter into Arrangements with any Commissioners or other Body or Person interested in or authorized to drain any District or Lands adjoining or near to the River *Wissey* or *Stoke River* for facilitating the Drainage or Passage of Water from any Lands within the Limits of this Act into or through any such adjoining District or Lands into the River *Wissey* or *Stoke River*, or for raising and pumping the same into the said River, upon such Terms as to Works, Remuneration, and otherwise as may be mutually agreed upon between them; or it shall be lawful for the said Commissioners to construct and maintain any Engines, Mills, or Works, for pumping or lifting such Water into the said River; and for the Purpose of carrying into effect any such Arrangements, or for constructing such Engines, Mills, or Works, it shall be lawful for the Commissioners, at any General or Special Meeting assembled, from Time to Time as Occasion shall require, to rate, assess, and tax all Lands within the Limits of this Act, except as herein-after provided, and the Owners and Occupiers thereof, with such Sum or Sums of Money *per* Acre as the Commissioners shall think fit, not exceeding Seven Shillings *per* Acre *per Annum*, and so on in proportion for any less Quantity than an Acre in every Year, to be called "The Additional Rate."

Lands belonging to Duchy of

XXXVIII. Provided always, That it shall not be lawful for the Commissioners to rate, assess, or tax with the said Additional Rate any of

of the Lands within the Limits of this Act called the *Thornham Closes*, or any of the Lands numbered respectively 567, 568, 569, 570, and 571 in the Tithe Commutation Map for the Parish of *Methwold*, which Lands called *Thornham Closes* and other Lands now belong or are claimed to belong to the Duchy of *Lancaster*. Lancaster not to be subject to additional Rate.

XXXIX. Whereas in consequence of the present imperfect State of the River *Wissey* or *Stoke River* to carry off the Waters already drained thereby, it is apprehended that should any additional Waters be lifted or drained into such River until the same River shall be first deepened, widened, and cleaned, and the Banks thereof heightened and strengthened, great Damage may arise to Lands contiguous and adjoining such River should any Overflow of Waters or Breach of Banks take place: Be it therefore enacted, That before the Commissioners shall drain the said District into the River *Wissey* or *Stoke River* by means of Steam or other lifting Power, they shall obtain the Consent in Writing of the Chancellor for the Time being of the Duchy of *Lancaster* to such Mode of Drainage; and if the Chancellor shall refuse such Consent, or if any Difference shall then or at any Time thereafter arise between the said Chancellor and the Commissioners as to the Sufficiency of the said River to carry off the Waters so proposed to be raised and pumped into the same, every such Refusal or Difference shall from Time to Time at the Expense of the Commissioners be submitted to the Inclosure Commissioners for *England* and *Wales*; and if upon any Reference to the said Inclosure Commissioners they shall report that such Consent ought not to be given, or that the said River is not at that Time sufficient to carry off the Waters then proposed to be raised and pumped into the same, it shall not be lawful for the Commissioners to drain into the said River otherwise than authorized by the Inclosure Commissioners without the Consent of the Chancellor for the Time being of the said Duchy for that Purpose first had and obtained. Steam Drainage not to be established without Approval of the Chancellor of the Duchy. Differences to be referred to the Inclosure Commissioners.

XL. Provided also, That if at the Time any such Reference as before mentioned shall arise there shall be no Inclosure Commissioners for *England* and *Wales*, or there being any such, that such Commissioners may be incapacitated from any Cause to take such Reference, the same shall be referred to such Civil Engineer as the Board of Trade may think fit to be a Referee. If Inclosure Commissioners cannot act Board of Trade to name an Engineer.

XLI. That any Taxation or Assessment made under the Provisions of this Act may be in the Form specified in the Schedule (B.) to this Act annexed, or to the like Effect. Form of Assessment.

XLII. That public Notice of the Time and Place appointed for the Payment of the several Rates and Taxes hereby authorized to be charged Public Notice of

Assessment of Taxes to be given.

charged by the Commissioners shall be given by advertising the same at least Twenty-one Days before the Time appointed for Payment thereof in some Newspaper usually circulated in the County of *Norfolk*, and such Notice shall also within the same Twenty-one Days be affixed once in a conspicuous Place on One of the principal outer Doors of the Parish Church of the said Parish of *Methwold*.

Orders for Rates.

XLIII. That the Order for every Rate made under the Powers of this Act shall be entered in a Book to be provided for that Purpose, and shall be signed by any Three or more of the Commissioners; and every such Rate or Assessment, when made, shall be signed in like Manner, and shall be open to the Inspection of all Persons rated or liable to be rated under this Act without Fee or Reward, and every such Rate shall be paid to such Persons and at such Times and Places as any Three or more of the Commissioners shall order or direct.

Rates may be retrospective or prospective.

XLIV. That the Commissioners may make any such Rate as aforesaid prospectively in order to raise Money to pay Charges and Expenses to be incurred thereafter, or retrospectively in order to raise Money to pay Charges and Expenses already incurred.

Occupiers to pay Rates, and may deduct same from their Rents.

XLV. That the Occupiers of all Lands within the Limits of this Act who shall be rated to the Rates to be assessed under the Powers of this Act shall pay the same, and may deduct the Amount so paid out of the Rents payable by them, and the Owners or Lessees of such Lands shall allow such Deductions; but such Occupiers shall not be entitled so to deduct any Monies which they may have paid or become liable to pay for any Penalty or Expenses which may have been incurred or become payable by reason of the Nonpayment by such Occupiers of any Rate made under the Powers of this Act at the Time when the same ought to have been paid.

No beneficial Lessee to be allowed to deduct Taxes where Five Years are unexpired in the Lease.

XLVI. Provided that no Occupier of any Lands charged with any Rates or Taxes imposed under the Powers of this Act who shall be the Lessee thereof under a Lease from any Corporation sole or aggregate, or under any beneficial Lease for Lives, or under any Lease or Agreement of which at the Time appointed by the Commissioners for the Payment of the said Rates or Taxes in any Year there shall be Five Years unexpired, shall be entitled to deduct the Amount of the said Rates or Taxes out of the Rent reserved by any such Lease or Agreement.

Creditors not to set off Interest against Rates.

XLVII. That no Person, being a Creditor on the said Rates imposed by this Act, and being an Owner or Occupier of any of the Lands to be taxed by virtue thereof, shall at any Time set off any Part of the Interest payable to him as such Creditor as aforesaid from any

any Sum of Money which shall be payable by him for such Rates or Penalties.

Penalty for Non-payment of Rate.

XLVIII. That if any Person liable to pay any Rate made under the Powers of this Act shall neglect or refuse to pay such Rate or any Part thereof to the Person authorized to receive the same at the Time and Place appointed for Payment thereof for the Space of Fourteen Days next after such Time appointed for Payment thereof, such Person shall forfeit and pay to the Commissioners, in addition to the Rate due, One Sixth Part of the Amount so due from such Person, the same to be recoverable in like Manner as the same Rate, and to be applied by the Commissioners for the Purposes of this Act.

Owners of unoccupied Property to pay the Rates.

XLIX. That when any Lands in respect of which the Occupier, if such Lands were occupied, would be liable to pay any Rate made under the Provisions of this Act, shall be unoccupied at the Time of making such Rate, the Commissioners may recover the Amount of such Rate from the Owner of such unoccupied Premises, and every such Owner shall pay the Amount of such Rate.

If Land dug out Owner to be liable.

L. That if any Land assessed to any Rate under the Powers of this Act shall have been dug out or otherwise rendered unfit for Occupation, and any Rate assessed on such Land, together with any Forfeiture due in respect thereof, shall not have been fully paid within Three Months next after the Day appointed for Payment of such Rate, then and in every such Case it shall be lawful for the Commissioners to recover the Rate so unpaid, and the Penalties due in respect thereof, from the Owner of such Land by Action at Law or other Proceeding in any Court of competent Jurisdiction.

Rates may be recovered by Distress.

LI. That if any Person rated under the Authority of this Act fail to pay any of the said Rates, Taxes, and Penalties due from him for the Space of Fourteen Days, any Three of the Commissioners may issue a Warrant or Precept of Distress under their Hands and Seals, and the Bailiff or other Person to whom any such Warrant or Precept shall be addressed shall and may seize and distrain any Goods or Chattels of the Person so failing to pay any such Rate being in or upon the Lands of such Person in respect of which such Rate shall be payable; and in case no sufficient Distress can be found thereon whereby to levy the Amount of the Rates so due or unpaid then such Bailiff or other Person may seize and distrain any other Goods or Chattels of the Person not paying the said Rates which may be found in any other Place within *Great Britain*, and all such Distress may be impounded, sold, replevied, dealt with, and disposed of as may by Law be done in the Case of Distress for Rent in arrear on any Lease for Years, and the Surplus arising from the Sale of any such

Goods and Chattels, after satisfying such Sum of Money and the Expenses of the Distress and Sale, shall be returned on Demand to the Party whose Goods shall have been distrained.

Form of Warrant of Distress.

LII. That the Warrant of Distress for the Recovery of any Rate, Tax, or Sum of Money payable under the Provisions of this Act may be in the Form specified in the Schedule (C.) to this Act annexed or to the like Effect, and any Demand or Summons shall not be necessary previously to executing such Warrant.

Distress not unlawful for Want of Form.

LIII. That no Distress levied by virtue of this Act shall be deemed unlawful, nor shall any Party making the same be deemed a Trespasser, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceeding relating thereto, nor shall such Party be deemed a Trespasser *ab initio* on account of any Irregularity afterwards committed by him, but all Persons aggrieved by such Defect or Irregularity may recover full Satisfaction for the special Damage in an Action upon the Case.

Lands to remain liable if no Distress found.

LIV. Provided always, That in case no sufficient Distress can be found for levying any Rates or Taxes which shall be so unpaid as aforesaid, then the Lands chargeable therewith shall remain a Security for Payment thereof, together with the Penalties which shall have been and shall be incurred by the Nonpayment thereof, and all Goods and Chattels which shall at any Time thereafter be found thereon may be distrained and sold in the Manner herein-before provided until all Arrears of the said Rates, Taxes, and Assessments, and such Penalties, and the Charges of such Distress, and other Costs and Charges which shall have been incurred by reason of the Nonpayment of such Rates and Taxes respectively, shall be fully paid and satisfied to the Commissioners or their Treasurer or Collector.

Lands may be let for Payment of Taxes.

LV. That if any Rate by this Act authorized to be made shall be unpaid for the Space of Twelve Months next after the same ought to have been paid, and no sufficient Distress can be found as aforesaid, then and in every such Case the Commissioners or any Three or more of them at any Meeting assembled may demise so much of such Lands as they shall judge sufficient to any Person who may be willing to take the same, for any Term of Years not exceeding Three Years, at the best yearly Rent which can be reasonably had or gotten for the same, and upon such Terms as they shall think fit, and shall apply the Rents arising therefrom in Payment of such Rate, and the Interest and Penalties due in respect thereof, and of any Charges or Expenses incurred by the Commissioners by reason of the Nonpayment of such Rate, and by reason of the Proceedings consequent thereon, and shall render the Overplus of such Rents, if any, from Time to Time to the

Persons appearing to be entitled thereto; and it shall be lawful for the Commissioners to distrain for any Rent so reserved in like Manner as they might have done if they had been actual Owners of the Land so demised: Provided always, that before any such Lands shall be so let Notice of the Intention to let the same, and of the Time and Place at which such letting will take place, and a short Description of the Land so to be let, shall, Ten Days at least before the Day appointed for such letting, be posted on One of the principal outer Doors of the Parish Church of *Methwold*.

Rate may be recovered by Action.

LVI. That if any Rate which shall be due or payable by virtue of this Act, or any Part thereof, shall not be paid within Thirty Days after the same shall become payable, then and in every such Case it shall be lawful for the Commissioners to recover such Rate and all Arrears thereof, and all Penalties for Nonpayment thereof, and with Costs of Suit, by Action or other Proceedings to be brought in any Court of competent Jurisdiction against the Person or any of the Persons liable to pay the same.

Sums to be borrowed on Mortgage.

LVII. That it shall be lawful for the Commissioners to borrow on Mortgage of the General Drainage Rate hereby authorized to be levied any Sums not exceeding in the whole the Sum of Two thousand five hundred Pounds, and also to borrow on Mortgage of the Additional Rate hereby authorized to be levied when the same shall arise any Sums not exceeding in the whole the Sum of Six thousand Pounds, and every Mortgage Deed shall be executed by Three of the Commissioners at least; and the Commissioners may pay off any Sums so borrowed, and reborrow the same, so that there be not owing at any One Time on the Security of the said General Drainage Rate more than the Sum of Two thousand five hundred Pounds in the whole, nor on the Security of the said Additional Rate more than the Sum of Six thousand Pounds in the whole.

Sinking Fund.

LVIII. That the Sum to be set apart and appropriated out of the Rates as a Sinking Fund to be applied in paying off the Principal Moneys which shall have been borrowed or secured on Mortgage of any of the Rates by this Act authorized shall be in each Year One Thirtieth Part of the Monies so borrowed or secured.

Arrears may be enforced by Appointment of a Receiver.

LIX. That it shall be lawful for the Mortgagees of the Commissioners to enforce the Payment of Principal and Interest due on any Mortgage made under the Powers of this Act by the Appointment of a Receiver; and in order to authorize the Appointment of such Receiver, in the event of the Principal Moneys or Interest due on such Mortgages not being duly paid, the Amount owing to the Mortgagees by whom the Application for a Receiver shall be made shall, as regards Mortgages of the General Drainage Rate, not be less

than

than Four hundred Pounds in the whole, and shall, as regards Mortgages of the Additional Rate, not be less than Three hundred Pounds in the whole.

Mortgagees may levy Rates if the Commissioners neglect.

LX. That in case the Commissioners shall at any Time while any Money shall remain due on any Mortgage made under the Powers of this Act neglect or refuse to exercise all or any of the Powers hereby given to them for raising Rates and Taxes so as to meet and provide for the Payment of the Principal Moneys or Interest due on any such Mortgage or on any Part thereof respectively, according to the Terms of such Mortgage, then and in every such Case it shall be lawful for the Mortgagees for the Time being of the Rates and Taxes by this Act authorized or any of them, their Executors, Administrators, and Assigns respectively, for the Purpose of obtaining and enforcing the Payment of Interest or the Repayment of Principal Moneys due on any such Mortgage (as the Case may require), to have and exercise (so far as regards the Rates and Taxes included in their respective Mortgages) the same or the like Powers, Rights, and Remedies for assessing, taxing, and charging the several Lands within the Limits of this Act, and for collecting, receiving, and enforcing the Rates and Taxes so assessed, as are by this Act and the several Acts and Parts of Acts incorporated herewith given to the Commissioners for the like Purposes.

Application of General Drainage Rate.

LXI. That all Moneys to be received from the General Drainage Rate, and the Money arising from the Sale of Land, and all Contributions to be received in respect of the natural Drainage by this Act authorized, shall be applied as follows:

First, in paying the Costs and Expenses of and incident to the applying for and obtaining and passing this Act, and of the Arrangements and Proceedings preparatory thereto, and repaying the Money (if any) advanced by any Owner or Proprietor or any other Person for such Purposes or any of them, with lawful Interest for the same respectively:

Secondly, in paying the Interest of all Moneys borrowed on the Credit of the said General Drainage Rate:

Thirdly, in paying the Expenses of Management, and of maintaining, cleansing, and scouring the said Drainage Works:

Fourthly, in deepening, cleansing, and improving *Sam's Cut* and *Hunt's Sluice*, and in deepening, widening, cleansing, and improving *Ferry Dike* and the other existing Drains, and constructing new Drains and Works of Drainage within the Limits of this Act:

Fifthly, in paying off the Principal of the Moneys so borrowed in such Order as the Commissioners shall think proper:

Sixthly, in further improving and maintaining the Drainage of the said District.

LXII. That

Application of Moneys borrowed on general Rate.

LXII. That all Moneys to be raised by Mortgage of the said General Rate shall be applied as follows:

First, in paying the Costs and Expenses of and incident to the applying for and obtaining and passing this Act, and of the Arrangements and Proceedings preparatory thereto, and repaying the Money, if any, advanced by any Owner or Proprietor or any other Person for such Purposes, or any of them, with lawful Interest for the same respectively:

Secondly, in deepening, cleansing, and improving *Sam's Cut* and *Hunt's Sluice*, and in deepening, widening, and improving *Ferry Dike* and the other existing Drains, and constructing new Drains and Works of Drainage within the Limits of this Act:

Thirdly, in further improving and maintaining the Drainage of the said District.

Application of additional Rate.

LXIII. That all Moneys to be received from the Additional Rate, if any such Rate shall be authorized and levied, and all Contributions to be received in aid of the Drainage into the River *Wissey* or *Stoke River*, shall be applied as follows:

First, in paying the Interest of all Moneys borrowed on the Credit of the Additional Rate:

Secondly, in paying the Expense of altering or constructing any Drains or Works which may be necessary to lead the Waters of the said District towards the River *Wissey* or *Stoke River*, and of erecting and constructing any Steam Engine or other Works for pumping the same into the said River:

Thirdly, in paying the Expense of working and maintaining or contributing to the working and Maintenance of the Engine or Engines and other Works employed in draining the said Lands:

Fourthly, in paying off the Principal of the Moneys so borrowed in such Order as the Commissioners shall think proper:

Fifthly, in improving and maintaining the Drainage of the said District into the said River *Wissey* or *Stoke River*.

Applications of Moneys borrowed on additional Rate.

LXIV. That all Moneys to be raised by Mortgage of the said Additional Rate shall be applied as follows:

First, in paying the Expense of altering or constructing any Drains or Works which may be necessary to lead the Waters of the said District towards the River *Wissey* or *Stoke River*, and of erecting and constructing any Steam Engine or other Works for pumping the same into the said River:

Secondly, in paying the Expense of working and maintaining or contributing to the working and maintaining of the Engine or Engines and other Works employed in draining the said Lands:

Thirdly, in improving and maintaining the Drainage of the said District into the said River *Wissey* or *Stoke River*.

Power to lease Herbage.

LXV. That it shall be lawful for the Commissioners to let, either by Public Auction or Private Contract, the Grass and Herbage growing and accruing in or upon any of the Occupation Roads or Droveways, or the Banks erected thereon, or other Ground belonging to or vested in the Commissioners under the Powers of this Act, to any Persons willing to take the same, for any Term not exceeding Three Years or otherwise, and upon the best Rents, and with, under, and subject to such Conditions, Covenants, Provisions, and Agreements as may be agreed upon between the Commissioners and such Lessees; and every Lease of such Grass and Herbage may be executed by any Three or more of the Commissioners on behalf of the Commissioners, and shall be binding and conclusive upon the Commissioners and their Successors.

Power to catch Moles.

LXVI. That the said Commissioners shall have full Power and they are hereby authorized to destroy all such Moles and other Vermin as shall be found in and about the Lands within the Limits of this Act, and also in and about the Lands and Banks adjoining or lying near thereto, and for that Purpose to employ such Person or Persons at such Wages and Salary as they shall think proper, and that they and such Person or Persons as they shall so employ shall and lawfully may enter into and upon the said Lands and Banks or any or either of them for that Purpose.

Penalty on throwing Rubbish into the Drains.

LXVII. That if any Person after the passing of this Act, for any Purpose except for the Repair and Maintenance of the Works by this Act authorized, shall unload or cast out of any Boat, or from any Carriage, or from any House, Warehouse, or other Building, Quay, Yard, Garden, Bank, Place, or Ground, any Ballast, Sand, Stones, Chalk, Rubbish, Filth, Gravel, or Ashes, or any other gross Substance whatsoever, into any of the Drains or Watercourses within the Limits of this Act, the Master or Owner of any such Boat or Carriage, or any other Person or Persons so offending, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty for destroying Works.

LXVIII. That every Person who shall wilfully or designedly damage any Bank, Sluice, Ditch, Door, Drain, Tunnel, Dam, Heading, Outlet, Flood Gate, Portland, Staunch, Culvert, Cut, Steam Engine, Mill, or other Engine, Bridge, Machinery, or other Work to be made or erected or in course of being made or erected for the Purposes of this Act, shall be liable to a Penalty not exceeding Fifty Pounds for every such Offence, and shall also make full Compensation to the Commissioners for all Damage so done, and such Compensation shall be recoverable by Action at Law or other Proceeding in any Court of competent Jurisdiction.

LXIX. That

LXIX. That every Person who commits any of the following Offences shall be liable to a Penalty not exceeding Five Pounds for every such Offence; (that is to say,) Penalty on Persons committing Offences herein named.

Every Person who sets or places any Fishing Net, Eel Trap, Eel Leap, or other Device or Thing, in any Drain, Dyke, Ditch, Cut, Stream, or Watercourse made and maintained by the Commissioners within the Limits of this Act, whereby the Current and Passage of the Water shall or may be prevented, obstructed, or diminished:

Every Person who, without the previous Consent in Writing of the Commissioners, shall let any Water from the River *Wissey* into any of the Drains within the said Limits:

Every Person who shall at any Time obstruct the Commissioners or any Person employed by them in the Performance of anything which they are respectively empowered or required to do by this Act, or any Act or Part of Act incorporated herewith.

LXX. That every Person who shall make, erect, build or plant, maintain, or continue any Building, Hedge, Stile, Gate, or Fence upon any of the Banks or Forelands of the Banks or other Lands vested in or belonging to the Commissioners, and shall not remove any such Building, Hedge, Gate, Stile, or Fence for the Space of Twenty-one Days next after Notice in Writing so to do shall have been given to him or left at his usual Place of Abode, shall for every such Offence be liable to a Penalty not exceeding Ten Pounds, and a further Sum not exceeding Twenty Shillings for every Day during which the Offence shall be continued. Penalties for Encroachments.

LXXI. That if any Person shall cut or dig any Turves, Hods, or Sesses in the said Fen Lands and Low Grounds within the Distance of Sixty Feet from any Banks which are already made or shall be made by virtue of this Act, every Person so offending shall forfeit the Sum of One Pound for every Yard of such Turf, Hods, or Sesses so cut and dug; and if any Person shall make any Watering Places or any Place of Access for Cattle to drink in the said River *Wissey* or *Stoke River*, or in *Sam's Cut* or *Drain*, within Twenty Feet of the Seat of the said Banks, every Person so offending shall forfeit the Sum of Five Pounds; and if any Person shall make any Soak Dike or Ditch, or Soak Gripple, in or upon any of the said Lands or Grounds within the Distance of Sixty Feet from the Seat of any Bank now made or hereafter to be made within the Limits of this Act, every Person so offending shall forfeit the Sum of Fourpence for every Foot in Length of such Soak Dike or Gripple, and after the same Rate for every Month such Soak Dike or Gripple shall remain unfilled after Notice from the Commissioners to the Person who made the same to fill in the same; and it shall be lawful for the Commissioners to fill in every Penalty on cutting or digging Turves, &c.

every such Soak Dike or Gripple, and to recover the Costs and all Penalties incurred in respect thereof from the Person who made the same.

Penalty for allowing Cattle to stray, or for driving of Carriages on the Banks.

LXXII. That if any Person shall wilfully or negligently suffer his Cattle, Stock, or Swine to stray upon or to feed or root up the Soil, or otherwise damage any Bank made or used or to be made or used under the Authority of this Act, or if any Person shall fodder any of his Cattle or Stock upon any of such Banks, or shall drive any Waggon, Cart, or other Carriage upon any of the Banks already made or hereafter to be made within the Limits of this Act, unless such Bank be made upon a common Roadway, and sufficient Room for the Passage of such Waggon, Cart, or other Carriage shall not be left along the Side of such Bank, every such Person shall be liable to a Penalty not exceeding Five Pounds.

Application of Penalties.

LXXIII. That all Penalties and Forfeitures which, under the Provisions of this Act or of any Act or Part of any Act incorporated herewith, shall become payable by any Person other than the Commissioners shall be awarded and paid over to the Commissioners, and shall be by them applied for the Purposes of this Act.

Service of Notices or other like Documents on Persons in general.

LXXIV. That any Notice, Demand, or other such Document required or deemed necessary to be given, made, or delivered by the Commissioners or their Clerk, or any of their Surveyors, Collectors, or other Officers, under or by virtue of the Provisions of this Act, to any Person (except in Cases where it is specially provided that any such Document may be transmitted by Post), may lawfully be served by delivering the same to such Person, or by delivering the same to his Wife or Servant or any Inmate at his usual or last known Place of Residence or Business,

Saving the Rights of other Drainage Commissioners under Local Acts.

LXXV. Provided always, That the Powers by this Act given to the Commissioners shall not take away, alter, or prejudice any Rights, Powers, and Authorities now subsisting and capable of taking effect of any Commissioners appointed by or under the Provisions of any Act of Parliament for draining or improving any of the Lands within the Limits of this Act.

Liability under Award to cease in respect of Works vested in Commissioners under this Act.

LXXVI. Provided also, That after the passing of this Act the several Persons who at the Time of the passing thereof are liable to the Payment of any Sum of Money under the said Award of the Sixth Day of *March* One thousand eight hundred and seven, in respect of the Drainage Works in the said Award mentioned, shall not be liable in respect of such of the same Works as shall be vested in the Commissioners under this Act to the Payment in respect thereof

thereof of any Sum of Money under the said Award, or to any other Sums than the Rates imposed by the Commissioners under this Act.

Not to affect the Liability of other Persons to scour out the Drains.

LXXVII. Provided also, That nothing in this Act contained shall extend or be construed to extend to affect or alter the Liability of or the Obligation on any Body or Bodies Politic or Corporate, or any Commissioners, or on any other Persons, to scour out the Drains and Watercourses within the Limits of this Act, or any of them, or to do or repair any of the Banks or other Works hereby directed or authorized to be done or repaired, or to fix the same upon the Commissioners, or upon the Owners or Occupiers of Lands and Grounds hereby directed to be taxed, rated, or assessed, or any of them, but that such Liability shall remain as if this Act had not been made, except as is herein otherwise expressly provided.

Certain Rights to drain the Adventurers Lands not to be prejudiced.

LXXVIII. Provided always, That nothing in this Act contained shall prejudice or take away the Right of the Owners or Occupiers of the Lands in the said District called the *Adventurers Lands* to require such Lands to be drained in the Manner and upon the Terms provided for by the said recited Ac Tht,irteenth *George* the Third, Chapter Forty-five.

Authorizing Sale of Lands belonging to the Duchy of Lancaster, and providing for Application of Purchase Money.

LXXIX. And whereas Part of the Lands which may be required for the Purposes of this Act belong to the Queen's most Excellent Majesty in right of Her Duchy of *Lancaster:* Be it enacted, That it shall be lawful for the Chancellor and Council of Her Majesty's Duchy of *Lancaster* for the Time being to agree with the said Commissioners for the absolute Sale in Fee Simple of the Lands or any Part thereof of or belonging to Her said Majesty in right of Her said Duchy which shall be required for the Purposes of this Act, at or for such Price or Compensation in Money and upon such Terms and Conditions as shall be settled and agreed upon between the said Chancellor and Council and the said Commissioners, and upon Payment of such Price or Compensation, by any Deed or Writing under the Seal of the Duchy in the Name of Her said Majesty, Her Heirs and Successors, to convey the same Lands, and the Fee Simple and Inheritance thereof, to the said Commissioners, their Successors and Assigns, for the Purposes of this Act, and the Purchase Money or Consideration for the same Lands shall be paid into the Hands of the Receiver General of the Revenues of the said Duchy, and Receipts and Acquittances shall be given by him for the same; and the same either shall and may be invested in the Purchase of Bank Annuities according to the Powers and Provisions contained or referred to in an Act passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to improve the Land Revenue of the Crown in* England, *and also of His Majesty's Duchy of* Lancaster, with respect to the Pur- 48 G. 3. c. 73.

chase Money to be paid for Property belonging to the Crown within the Survey and Receipt of the said Duchy under the therein recited Acts; or the same, or any Part thereof, may either without any previous Investment or after such, and either alone or together with any other Moneys which shall for the Time being have arisen or shall hereafter arise from the Sale of Lands and Hereditaments Part of the Possessions of the said Duchy, be laid out according to the Provisions of an Act passed in the Fifty-seventh Year of His said
57 G. 3. c. 97. Majesty King *George* the Third, intituled *An Act for ratifying Articles of Agreement entered into by the Right Honourable* Henry Hale *Viscount* Gage *and the Commissioners of His Majesty's Woods and Forests and Land Revenues, and for the better Management and Improvement of the Land Revenues of the Crown*; or the said Moneys, and also any such other Moneys, whether previously invested or not, or any Part thereof, respectively, may be laid out in the Purchase of Lands which in the Judgment of the said Chancellor and Council shall be deemed convenient to be held with any Possession of the said Duchy, as the Chancellor and Council for the Time being of the said Duchy shall direct by any Order or Orders in that Behalf; and the said Chancellor and Council shall for the Purposes of this Act have and be entitled to all such Powers and Provisions in reference to the Moneys (if any) so invested in Bank Annuities, and so to be laid out and invested as aforesaid, as under or by virtue of the said recited Act of the Fifty-seventh Year of King *George* the Third they are entitled to concerning any Sums or Funds of or belonging to the Duchy of *Lancaster* in the same Act particularly mentioned or referred to; and the Lands and Hereditaments (if any) so purchased on behalf of the said Duchy as aforesaid shall be conveyed and assured to the Use of Her Majesty, Her Heirs and Successors, in right of Her said Duchy of *Lancaster*, and shall vest in Her said Majesty, Her Heirs and Successors, in the same Right and as fully and effectually as the Lands to be conveyed to the said Commissioners were vested in Her immediately before such Conveyance, and be held with the like Incidents, and be subject to the same Application, to all Intents and Purposes, as the said Lands so to be conveyed to the said Commissioners were held by Her immediately before such Conveyance; and every such Conveyance to the Use of Her Majesty, Her Heirs and Successors, may be in the Form in the Schedule (D.) to this Act annexed, or as near thereto as may be.

Authorizing the Enfranchisement of Copyhold Lands belonging to the Duchy of Lancaster.

LXXX. And whereas Part of the Lands which may be required for the Purposes of this Act are held by Copy of Court Roll or other Customary Tenure of Honours, Manors, or Lordships belonging to the Queen's most Excellent Majesty in right of Her Duchy of *Lancaster*: Be it enacted, That it shall be lawful for the Chancellor and Council for the Time being of Her Majesty's Duchy of *Lancaster* to

to agree with the said Commissioners for the Enfranchisement, subject nevertheless and without Prejudice to any Lease which may be for the Time being subsisting of any such Manor, Honour, or Lordship of any such Copyhold or Customary Lands, and for the Release and Discharge of the same Lands of and from all or any of the Rents, Suits, and Services which, by the Custom of such Manors, Honours, or Lordships, the same Lands may be charged with or liable to, at or for such Price or Compensation in Money, and upon such Terms and Conditions and with such Reservations, as shall be settled and agreed upon between the said Chancellor and Council and the said Commissioners; and in case the same Lands shall be subject and liable jointly with any other Lands to any such Rents, Suits, or Services, it shall be lawful for the said Chancellor and Council to agree as well with the Commissioners as also with the Tenant or Proprietor of such other Lands for the Release or Apportionment of such Rents, Suits, and Services, either with or without any Consideration being paid for the same; and upon any such Agreement for Enfranchisement, Release, or Apportionment, it shall be lawful for the said Chancellor and Council, by any Deed or Writing under the Seal of the said Duchy in the Name of Her said Majesty, Her Heirs and Successors, to release the Lands so to be enfranchised or released, as the Case may be, from all Customary Fines, Rents, Suits, and Services, or such of them or such Part or Parts thereof as shall be agreed to be released to the said Commissioners and their Successors, for ever to be holden by the said Commissioners and their Successors as of the Honour or Manor whereof they are or were Parcel in Free and Common Socage; and the Purchase Money or Compensation for every such Enfranchisement and also (if any) for every such Release shall be paid into the Hands of the Receiver General of the Revenues of the said Duchy, and Receipts and Acquittances shall be given by him for the same, and the same shall be applied and disposed of in the Manner and for the Purposes herein directed of and concerning any other Moneys which shall come to his Hands by virtue of this Act; and every such Release of Lands as aforesaid, if the same shall be made previously to the Purchase or Acquisition by the Commissioners of the Estate and Interest of the Copyhold or Customary Tenant of such Lands, shall after such Purchase or Acquisition operate and take Effect as if the Company had been in possession of the Lands at the Time of the Execution of such Release: Provided always, that the Enfranchisement of any such Copyhold or Customary Lands shall not in other respects affect any Custom by or under which any other Copyhold or Customary Lands not required for the Purposes of this Act shall be holden; and wherever any such Release shall be made as aforesaid, the other Lands subject to such Rent and not required for the Purposes of this Act shall thenceforth be subject to the whole

whole of such Rents, Suits, and Services, or to a proportionate Part thereof (as the Case may be), in the same Manner in all respects as the Entirety of the said Lands so previously subject to such Rent would have continued subject to the whole thereof if such Release had not been made; and all the Powers, Remedies, and Conditions subsisting previously to such Release for Recovery of the said Rents, Suits, and Services shall, except as against the Lands so released, at all Times thereafter remain, continue, and be good, valid, and effectual in the Law to all Intents and Purposes for the whole or the proportionate Part of such Rents, Suits, and Services (as the Case may be), as if the Lands not so released as aforesaid had been originally alone subject to the same Rent or proportionate Part respectively.

For the Conveyance of Waste Lands belonging to the Duchy of Lancaster.

LXXXI. And whereas Part of the Lands which may be required for the Purposes of this Act are Waste or Common Lands the Right to the Soil whereof belongs to the Queen's most Excellent Majesty in right of Her Duchy of *Lancaster* (subject to Rights of Common or other Rights or Easements): Be it enacted, That it shall be lawful for the Chancellor and Council for the Time being of Her Majesty's Duchy of *Lancaster* to agree with the Commissioners for the absolute Sale in Fee Simple of the Estate, Right, and Interest of Her said Majesty in the Soil of the said Waste or Common Lands which may be so required for the Purposes of this Act, at or for such Price or Compensation and upon such Terms and Conditions as shall be agreed upon between the said Chancellor and Council and the said Commissioners, and upon Payment of such Price or Compensation, by any Deed or Writing under the Seal of the Duchy in the Name of Her said Majesty, Her Heirs and Successors, to convey such Estate, Right, and Interest to the said Commissioners, their Successors and Assigns, for the Purposes of this Act; and the Purchase or Compensation Money for the same shall be paid into the Hands of the Receiver General of the Revenues of the said Duchy, and Receipts and Acquittances shall be given by him for the same, and the same shall be by him applied and disposed of in the like Manner and for the like Intents and Purposes as are in and by this Act directed and provided of and concerning any other Moneys which shall come to his Hands by virtue of this Act.

For Enrolment of all Deeds of Conveyance of Lands belonging to the Duchy of Lancaster.

LXXXII. That every Deed or Writing whereby any Lands, Hereditaments, Estate, Right, or Interest shall be conveyed or assured by the said Chancellor and Council of Her said Majesty's Duchy of *Lancaster* by virtue of the Powers of this Act, being enrolled in the Court of the Duchy Chamber of *Lancaster* within Two Calendar Months from the Date thereof, shall be effectual to vest in the said Commissioners the Lands, Hereditaments, and Premises thereby expressed

expressed to be granted, conveyed, or assured, anything contained in the Act passed in the First Year of Her Majesty Queen *Anne*, intituled *An Act for the better Support of Her Majesty's Household and the Honour and Dignity of the Crown*, or in any other Act, to the contrary in anywise notwithstanding.

Saving Rights of the Crown and the Duchy of Lancaster.

LXXXIII. Provided always, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Queen's most Excellent Majesty, Her Heirs and Successors, as well in right of Her Crown as in right of Her Duchy of *Lancaster*.

Saving the Rights of the Governors, &c., of Bedford Level.

LXXXIV. That all the Estates and Interests, Rights, Powers, Privileges, and Authorities whatsoever which, by virtue of any Act of Parliament or otherwise, are now vested in the Governor, Bailiffs, and Commonalty of the Company of Conservators of the Great Level of the Fens called *Bedford Level*, shall be in the said Governor, Bailiffs, and Commonalty, and the Governor, Bailiffs, and Conservators, as fully as if this Act had not been passed.

Saving Rights of Eau Brink and Feltwell New Fen and Second Districts Commissioners.

LXXXV. Saving always to the Commissioners of the *Eau Brink* Drainage and Navigation, and also to the Commissioners acting under the said recited Act passed in the Thirteenth Year of the Reign of King *George* the Third, Chapter Forty-five, and the Commissioners acting under the Act passed in the Forty-second Year of the same Reign relating to *Feltwell* Second District, and the Commissioners acting under the Act passed in the Forty-sixth Year of the same Reign relating to the *Feltwell New Fen* District, all such Rights Powers, Privileges, and Authorities as they would have had if this Act had not been passed.

General Saving.

LXXXVI. Saving always to the Queen's most Excellent Majesty, Her Heirs and Successors, and all and every other Persons, Bodies Politic, Collegiate, and Corporate, and their Heirs, Successors, Administrators, or Assigns, all such Estates, Rights, and Interests not prejudicial to the said Drainage as they had and enjoyed of, in, to or out of, or in respect of the Lands, Grounds, and Premises hereby intended to be drained and improved before the passing of this Act, or could or might have had or enjoyed in case the same had not been passed.

Expenses of Act.

LXXXVII. That all the Costs, Charges, and Expenses of and incidental to the applying for, obtaining, and passing of this Act shall be paid by the Commissioners.

SCHEDULES to which the foregoing Act refers.

SCHEDULE (A.)

Property which may be taken for the Formation of Drains and other Works authorized.

PARISH OF METHWOLD, County of Norfolk.

No. on Tithe Commutation Map.	Description of Property.	Owner.	Lessee.	Occupier.
291	Grass Land adjoining Sam's Cut Drain.	Edward Clough Newcome.	- - -	John Rudland.
292	Grass Land North of Sam's Cut Drain.	Ditto - - -	- - -	Ditto.
293	Ditto - - -	Ditto - -	- - -	Ditto.
294	Ditto - -	Ditto - -	- - -	Ditto.
295	Ditto - -	Ditto - - -	- - -	Ditto.
296	Ditto - -	Ditto - - -	- - -	Ditto.
297	Drove - -	Ditto - -	- - -	Ditto.
298	Grass Land North of Sam's Cut Drain.	Henry Greene - -	- - -	John Jacob.
299	Ditto - -	Thomas Vipan - -	- - -	Thomas Vipan.
302	Ditto - -	Job Porter - -	- - -	Job Porter.
524	Grass Land adjoining the Queen's Ground.	John Boggers the younger.	- - -	John Boggers and Hayhoe Boggers.
525	Ditto - -	Clarke Boggers - -	- - -	Ditto.
526	Ditto - -	Isabella Flower, Jonathan Flower, John Wickham Flower, and Philip Flower and Mary his Wife, or some or One of them.	- - -	Henry Galley.
527	Jeffery's Drove -	Edward Clough Newcome.	- - -	John Rudland.
528	Holt - -	Edward Clough Newcome.	- - -	John Rudland.
529	Grass Land (Jeffery's Corner).	Ditto - -	- - -	Ditto.
530	Ditto - -	Ditto - - -	- - -	Ditto.
531	Ditto - -	Ditto - -	- - -	Ditto.
532	Grass Land in Broad Fen.	Isabella Flower, Jonathan Flower, John Wickham Flower, and Philip Flower and Mary his Wife, or some or One of them.	- - -	Isabella Flower.
533	Ditto - -	Ditto - - -	- - -	Ditto.
534	Holt - - -	Ditto - -	- - -	Ditto.
535	Grass Land in Broad Fen.	Ditto - - -	- - -	Ditto.
538	Drove - -	Ditto - - -	- - -	Ditto.

The Methwold Drainage Act, 1854.

No. on Tithe Commutation Map.	Description of Property.	Owner.	Lessee.	Occupier.
539	Grass Land in Broad Fen.	Isabella Flower, Jonathan Flower, John Wickham Flower, and Philip Flower and Mary his Wife, or some or One of them.	- - -	Isabella Flower.
540	Ditto - -	Ditto - - -	- - -	Ditto.
541	Ditto - -	Ditto - - -	- - -	Ditto.
542	Drove - -	Ditto - -	- - -	Ditto.
543	Grass Land in Broad Fen.	Ditto - - -	- - -	Ditto.
544	Ditto - -	Walter King - -	- - -	Walter King.
545	Ditto - -	Ditto - - -	- - -	Ditto.
551	Grass Land in Hemplash.	Ambrose Howes -	- - -	Ambrose Howes and John Howes.
552	Ditto - -	John Boggers and Hayhoe Boggers, or One of them.	- - -	John Boggers and Hayhoe Boggers.
560	Ditto - -	Hayhoe Boggers -	- - -	Hayhoe Boggers and John Boggers.
561	Ditto - -	William Rolfe -	- - -	Thomas Drake Rolfe.
565	Ditto - -	William Edward Griffin	- - -	John Griffin.
566	Ditto - -	Ditto - -	- - -	Ditto.
567	Catsham Hills -	The Queen in right of Her Duchy of Lancaster.	Walter Flatt -	Walter Flatt.
568	Ditto - -	Ditto - -	Ditto - -	Ditto.
569	Ditto - -	Ditto - -	Ditto - -	Ditto.
570	Ditto - -	Ditto - -	Ditto - -	Ditto.
571	Bank and Wash -	Ditto - - -	Ditto - -	Ditto.
573	Ditto - -	The Master, Fellows, and Scholars of Sidney Sussex College, Cambridge.	- - -	Shrewsbury Flanders.
574	Fen Land - -	Ditto - -	- - -	Ditto.
575	Ditto - -	Ditto - - -	- - -	Ditto.
576	Ditto - -	Ditto - -	- - -	Ditto.
577	Ditto - -	Ditto - - -	- - -	Ditto.
578	Holt - -	Ditto - -	- - -	Ditto.
579	Plantation - -	Ditto - - -	- - -	Ditto.
580	Fen Land - -	Ditto - -	- - -	Ditto.
581	Ditto - -	Ditto - - -	- - -	Ditto.
582	Holt - -	Ditto - -	- - -	Ditto.
583	Fen Land - -	Shrewsbury Flanders -	- - -	Ditto.
588	Catsham Hills -	The Master, Fellows, and Scholars of Sidney Sussex College, Cambridge.	- - -	Ditto.
589	Holt - -	Ditto - - -	- - -	Ditto.
593	Arable Land in Broad Fen.	James Coote - -	- - -	James Coote.
594	Ditto - -	Ditto - - -	- - -	Ditto.
595	Holt - -	Ditto - - -	- - -	Ditto.
596	Arable Land in Broad Fen.	William Hopkin, Henry Hopkin, and Thomas Hopkin, some or One of them.	- - -	Thomas Hopkin.
597	Holt - -	Ditto - - -	- - -	Ditto.
600	Arable Land in Broad Fen.	William Hopkin and Henry Hopkin.	- - -	Thomas Hopkin.

The Methwold Drainage Act, 1854.

No. on Tithe Commutation Map.	Description of Property.	Owner.	Lessee.	Occupier.
601	Land in Broad Fen	John Constable - -	- - -	John Constable and William Constable, or One of them.
602	Ditto - -	Ditto - - -	- - -	Ditto.
622	Grass Land in Broad Fen.	John Cock - -	- - -	John Cock.
623	Ditto - -	Ditto - -	- - -	Ditto.
624	Ditto - -	William Cock - -	- - -	William Cock.
625	Ditto - -	Ditto - -	- - -	Ditto.
632	Ditto - -	The Queen in right of Her Duchy of Lancaster.	Elizabeth Tedder	Elizabeth Tedder.
633	Ditto - -	John Creasy - -	- - -	Shrewsbury Flanders.
634	Ditto - -	Thomas Miller - -	- - -	Thomas Miller.
635	Ditto - -	John Griffin and Elizabeth his Wife, or One of them.	- - -	John Griffin.
636	Ditto - -	Ditto - -	- - -	Ditto.
637	Ditto - -	Ditto - -	- - -	Ditto.
638	Ditto - -	Thomas Wortley - -	- - -	Walter Flatt.
639	Ditto - -	Ditto - - -	- - -	Ditto.
640	Holt - -	Ditto - -	- - -	Ditto.
641	Grass Land in Broad Fen.	Ditto - - -	- - -	Ditto.
642	Ditto - -	Ditto - - -	- - -	Ditto.
644	Ditto - -	James Wortley and Thomas Wortley.	- - -	James Wortley and Thomas Wortley.
645	Ditto - -	William Coates the elder.	- - -	William Coates the elder.
647	Ditto - -	Robert Flatt the younger.	- - -	Robert Flatt the elder.
655	Ditto - -	Mary Rolfe - -	- - -	Thomas Miller.
656	Grass Land in Broad Fen.	Mary Rolfe - -	- - -	Thomas Miller.
658	Holt - -	Ditto - - -	- - -	Ditto.
659	Grass Land in Broad Fen.	Ditto - - -	- - -	Ditto.
660	Grass Land (Slusham's).	Ditto - - -	- - -	Ditto.
682	Arable Land (Slusham's).	William Cock - -	- - -	William Cock.
684	Arable Land in Broad Fen.	Ditto - - -	- - -	Ditto.
717	Grass Land in Broad Fen.	John Boggers -	- - -	John Boggers and Hayhoe Boggers.
718	Ditto - -	Ditto - - -	- - -	Ditto.
719	Ditto - -	Ditto - -	- - -	Ditto.
720	Ditto - -	John Constable -	- - -	John Constable and William Constable.
722	Ditto - -	Ditto - - -	- - -	Ditto.
755	Ditto - -	Thomas Drake Rolfe -	- - -	Thomas Drake Rolfe.
756	Ditto - -	Phillips Constable -	- - -	William Constable and John Constable.
769	Ditto - -	Sarah Flatt - -	- - -	John Flatt.
770	Ditto - -	John Flatt - -	- - -	Ditto.

The Methwold Drainage Act, 1854.

No. on Tithe Commutation Map.	Description of Property.	Owner.	Lessee.	Occupier.
776	Grass Land (Brinks)	William Flatt - -	- - -	William Flatt.
777	Ditto - -	Ditto - - -	- - -	Ditto.
782	Holt - -	Christopher Young -	- - -	Christopher Young.
788	Grass Land in Broad Fen.	Ditto - - -	- - -	Ditto.
789	Ditto - -	Phillips Constable -	- - -	John Constable and William Constable.
790	Holt - -	Ditto - - -	- - -	Ditto.
790A	Part of Broad Fen and White Plot.	Ditto - - -	- - -	Ditto.
794	Holt - -	Ditto - - -	- - -	William Constable and John Constable.
795	Holt - -	Phillips Constable -	- - -	William Constable and John Constable.
796	Grass Land -	Ditto - - -	- - -	Ditto.
797	Ditto - -	Ditto - - -	- - -	Ditto.
920	Common Land -	William John Newton -	- - -	William John Newton.
928	Arable Land (Great Holmes).	Robert Flatt - -	- - -	Robert Flatt.
937	Grass Land (Holmes)	William Cock - -	- - -	William Cock.
938	Ditto - -	John Constable -	- - -	John Constable and William Constable.
939	Ditto - -	William Constable -	- - -	William Constable and John Constable.
940	Grass Land (Holmes)	Thomas Wortley and James Wortley.	- - -	Thomas Wortley and James Wortley.
941	Pightle - -	Thomas Wortley -	- - -	Walter Flatt.
942	Grass Land (Holmes)	Thomas Miller -	- - -	Thomas Miller.
944	Grass Land (Little Holmes).	Ditto - - -	- - -	Ditto.
945	Ditto - -	Ditto - - -	- - -	Ditto.
946	Ditto - -	Ditto - - -	- - -	Ditto.
947	Ditto - -	William Coates and Ann his Wife, or One of them.	- - -	William Coates.
948	Ditto - -	Ditto - - -	- - -	Ditto.
949	Ditto - -	Robert Watson and Mary his Wife, or One of them.	- - -	Robert Watson.
950	Ditto - -	Ditto - - -	- - -	Ditto.
951	Grass Land (Holmes)	William Cock - -	- - -	William Cock.
960	Hern Land -	Edward Clough Newcome.	- - -	John Rudland.
1325	Public Road called the Old Causeway.	Henry Currey and William Coates the younger, Surveyors.	- - -	The Public.
	Public Road called the Severals Road.	Ditto - - -	- - -	Ditto.
1327	Occupation Road called Great Drove.	Henry Currey and William Coates the younger, Surveyors.		
1319	Occupation Road called Thornham Road.	Ditto.		

The Methwold Drainage Act, 1854.

No. on Tithe Commutation Map.	Description of Property.	Owner.	Lessee.	Occupier.
1326	Occupation Road called Slusham Road.	Henry Currey and William Coates the younger, Surveyors.		
	The Manorial Rights, Quitrents, and other Rights of the Lord of the Manor of Methwold on the Part of Lancaster, in such of the Lands as are Part of the said Manor.	Her Majesty the Queen in right of Her Duchy of Lancaster.	Henry Samuel Partridge.	Henry Samuel Partridge.
	The Manorial Rights, Quitrents, and other Rights of the Lords of the Manor of Bromehill in Methwold, in such of the said Lands as are Parts of the said Manor.	The Master, Fellows, and Scholars of Christ College, Cambridge.	- - -	The Master, Fellows, and Scholars of Christ College, Cambridge.

SCHEDULE (B).

Form of Assessment.

We, the undersigned, being Three of the Methwold Drainage Commissioners acting under "The Methwold Drainage Act, 1854," present at a Meeting held pursuant to the said Act, on the Day of 18 at of the Clock in the Forenoon, at the in the of in the County of do hereby assess, rate, tax, and charge the Lands mentioned in the annexed Book, also signed by us, and in such Book distinguished by the Numbers by which the same Lands are distinguished on the Tithe Commutation Map of the Parish of Methwold, and being within the Limits of the District bounded and described as in the said Act mentioned, and the respective Owners and Occupiers of the said Lands whose Names are mentioned in each Page of the said Book, with the Sum of for every Acre of the said Lands set down in each Page of the said Book against the Names of such Owners and Occupiers, and so in proportion for any greater or less Quantity than an Acre; and the Commissioners order and direct that the Tax hereby imposed shall be deemed a General Drainage Rate, or [*as the Case may be*] an Additional Rate, and shall be paid to Mr. the Collector appointed by the

the Commissioners to receive the same, at the Dwelling House of the said situate in the of on the Day of next, between the Hours of Ten in the Forenoon and Four in the Afternoon of that Day.

Form of Taxation.

Occupier.	Owner.	Parish or Hamlet.	No. on Tithe Commutation Map.	Description.	Quantity.	Amount of Tax.
					A. R. P.	£ s. d.
A. B.	Himself	Methwold	264	——— Land in	14 2 7	1 0 0

SCHEDULE (C.)

Form of Warrant of Distress.

We, the undersigned, being Three of the Methwold Drainage Commissioners acting under "The Methwold Drainage Act, 1854," do hereby, under the Powers of the said Act, authorize and require you, and any and each of you, to enter into and upon in the Possession and Occupation of situate at in the of and numbered on the Plan mentioned in the Taxation or Assessment of the Tax by the said Commissioners of Drainage, on the Day of 18 and into and upon all Messuages and Tenements standing thereon or belonging thereunto, with the Appurtenances, and to levy the Sum of due, and by them directed to be paid at a Time now passed by the said for a Tax imposed by the said Commissioners of Drainage upon the said and upon the said as the Occupier thereof, in and by the said Taxation, and now in arrear and unpaid, together with for a Penalty incurred by the said by his Default in not paying the said Tax, by Distress of any Goods or Chattels which shall be found on the said Premises, and in case no sufficient Distress can be found therein, then to seize and distrain any other Goods or Chattels of the said which may be found in any other Place in Great Britain, and the Goods and Chattels so distrained to impound on the Premises, or take, lead, drive, carry away,

away, and keep for the Space of Five Days, at the Costs and Charges of the Owner or Owners thereof, giving or leaving the Notice required in such Case by the Statutes in such Case made and provided; and in case of the Nonpayment of the said several Sums of Money and the Charges attending such Distress and Removal, and of the Non-replevying of the Goods and Chattels distrained, within Five Days next after such Distress made and Notice given as aforesaid, then we further authorize and require you, any and each of you, to cause the Goods and Chattels so distrained to be appraised and sold according to the Provisions of the said Act, for and towards Satisfaction of the said Moneys, and the Charges of taking, keeping, removing, appraising, and selling the said Goods and Chattels, and to deal with the Overplus (if any) as directed by the said Act; and for so doing this shall be your sufficient Warrant and Precept.

Witness our Hands and Seals, this Day of 18 .

(L.S.)
(L.S.)
(L.S.)

To

and each of them.

SCHEDULE (D.)

Conveyance to Her Majesty in right of Her Duchy of Lancaster.

These are to witness that in consideration of the Sum of £ paid to *A. B.* of by *C. D.* the Receiver General of the Revenues of the Duchy of Lancaster on behalf of Her Majesty, he the said *A. B.* doth by these Presents grant, convey, and assure unto the said *C. D.* his Heirs and Assigns, all that to have and to hold the same unto the said *C. D.* his Heirs and Assigns, to the Use of Her said Majesty, Her Heirs and Successors, in right of her said Duchy.

In witness, *&c.*

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