ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 138.

An Act for incloſing, and exonerating from Tithes, Lands in the Pariſh of *Potton*, in the County of *Bedford*. [17th *June* 1814.]

WHEREAS there are in the Pariſh of *Potton*, in the County of *Bedford*, divers Open and Common Fields, Common Paſtures, Waſtes, and other Commonable Lands: And whereas *Samuel Whitbread* Eſquire is Lord of the ſeveral Manors of *Potton Regis*, *Potton Rectoria*, *Potton Much Manured*, and *Potton Burdett's*, extending over the ſaid Pariſh of *Potton*: And whereas the Right Honourable *Charles* Viſcount *Maynard*, the Right Honourable *Richard Aldworth Neville Griffin* Lord *Braybrooke*, the Right Honourable *John* Lord *Henniker*, and others, Truſtees for certain charitable Uſes eſtabliſhed by the Will of the Right Honourable *William* Lord *Maynard* deceaſed, are Rectors Impropriate of the ſaid Pariſh of *Potton*, and in Right thereof are entitled to all the Rectorial Tythes ariſing within the ſame Pariſh: And whereas the King's moſt Excellent Majeſty, in Right of His Crown, is Patron of the Vicarage of the ſaid Pariſh; and the Reverend *Richard Whittingham* is Vicar thereof, and is, in Right of his ſaid Vicarage, entitled to the Vicarial Tithes ariſing within the ſaid Pariſh: And whereas the Right Honourable *George John* Earl *Spencer*, the ſaid *Samuel Whitbread*, *Stephen Raymond*, *Samuel Wells*, Eſquires, and divers other Perſons, are ſeverally the Proprietors of the incloſed Lands, and of the ſaid Open and Common Fields, Common Paſtures, and other Commonable Lands within the ſaid Pariſh of *Potton*; and they are deſirous that the ſame Commonable Lands, and

alſo the Waſte Lands within the ſaid Pariſh, ſhould be divided, allotted, and incloſed, and that all the Land in the ſaid Pariſh, as well open as incloſed, ſhould be exonerated from Tithes; but ſuch Diviſion, Allotment, Incloſure, and Exoneration, cannot be effected without the Aid and Authority of Parliament: And whereas an Act was paſſed in the Forty-firſt Year of the Reign of His preſent Majeſty, intituled *An Act for conſolidating in One Act certain Proviſions uſually inſerted in Acts of Incloſure, and for facilitating the Mode of proving the ſeveral Facts uſually required on the paſſing of ſuch Acts*: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That *Thomas Brown* of *Hitchin*, in the County of *Hertford*, Gentleman, *Charles Bloodworth* of *Kimbolton*, in the County of *Huntingdon*, Gentleman, and *John Burcham* of *Conniſby*, in the County of *Lincoln*, Gentleman, ſhall be and they are hereby appointed Commiſſioners for ſetting out, dividing and allotting the ſaid Open and Common Fields, Common Paſtures, Waſtes, and other Commonable Lands within the ſaid Pariſh of *Potton*; and for exonerating the ſame, and alſo the ſaid old incloſed Lands from Tithes, and for carrying into Execution the ſeveral other Purpoſes of this Act, in ſuch Manner, with ſuch Powers, and ſubject to ſuch Regulations and Directions as are herein-after contained, and with ſuch of the Powers, and ſubject to ſuch of the Rules, Regulations, Reſtrictions, and Proviſions as are contained in the ſaid recited Act of the Forty-firſt Year of the Reign of His preſent Majeſty, as are not repugnant to or altered or otherwiſe provided for by any of the Clauſes, Regulations, and Proviſions in this Act.

Appointment of Commiſſioners.

Two Commiſſioners may act.

II. Provided always, and be it further enacted, That it ſhall and may be lawful to and for any Two of the ſaid Commiſſioners hereby appointed, or who ſhall hereafter be appointed by virtue of this Act, and they are hereby authorized and empowered to do, execute, and perform every Act, Matter and Thing by this Act authorized to be done and performed by the ſaid Commiſſioners; and every ſuch Act, Matter, and Thing which ſhall be executed and performed by any Two of ſuch Commiſſioners, ſhall be as valid and effectual, to all Intents and Purpoſes, as if ſuch Act, Matters, and Things had been done and performed by all the ſaid Commiſſioners.

Appointment of new Commiſſioners.

III. And be it further enacted, That in caſe the ſaid *Thomas Brown*, or any Commiſſioner to be appointed in his Place as herein-after is mentioned, ſhall refuſe to qualify himſelf in the Manner directed by the ſaid recited Act, or ſhall, before the Powers and Truſts repoſed in the ſaid Commiſſioners ſhall have been fully executed, refuſe to act, die, or become incapable of acting as a Commiſſioner, it ſhall be lawful for the Lord or Lords for the Time being of the ſaid ſeveral Manors, by Writing under his or their Hand and Seal or Hands and Seals, to appoint ſome other fit Perſon, not intereſted in the ſaid Diviſion and Incloſure, to be a Commiſſioner in the Place of the ſaid *Thomas Brown*, or of ſuch future Commiſſioner ſo refuſing to qualify, or dying, or refuſing to act, or becoming incapable of acting as aforeſaid; and in caſe the ſaid *Charles Bloodworth*, or any Commiſſioner to be appointed in his Place as herein-after is mentioned, ſhall refuſe to qualify himſelf as aforeſaid, or ſhall refuſe to act,

or ſhall die, or become incapable of acting as a Commiſſioner, before the Powers and Truſts repoſed in the ſaid Commiſſioners ſhall have been fully executed, it ſhall be lawful for the major Part in Value, according to the Land Tax Aſſeſſment, of the Proprietors of the Lands and Grounds to be divided and allotted by virtue of this Act, except the Lord or Lords for the Time being of the ſaid ſeveral Manors, who ſhall by themſelves or their reſpective Agents attend the Meeting or Meetings to be appointed for that Purpoſe as herein-after is mentioned, by Writing under their reſpective Hands, to nominate and appoint ſome other fit Perſon, not intereſted in the ſaid Diviſion and Incloſure, to be a Commiſſioner in the Place of the ſaid *Charles Bloodworth*, or ſuch future Commiſſioner ſo refuſing to act or qualify, or dying, or becoming incapable of acting as laſt aforeſaid: Provided, that Two or more of the ſaid Proprietors ſhall cauſe Notice to be given of the Time and Place of Meeting for every ſuch Election, which Place ſhall be within the Pariſh of *Potton*, or within the Diſtance of Eight Miles from the Boundary thereof, at leaſt Fourteen Days previous to ſuch Meeting, by cauſing the ſame to be publicly read in the Pariſh Church of *Potton* aforeſaid, on ſome *Sunday* after Divine Service, and to be inſerted in ſuch Newſpaper as is herein-after mentioned; and in caſe the ſaid *John Burcham*, or any Commiſſioner to be appointed in his Place as herein-after is mentioned, ſhall refuſe to qualify himſelf, or to act, or ſhall, before the Powers and Truſts repoſed in the ſaid Commiſſioners ſhall have been fully executed, die, or become incapable of acting, or refuſe to act as a Commiſſioner for carrying this Act into Execution, it ſhall be lawful for the Truſtees for the Time being of the ſaid Rectory Impropriate, or the major Part of them, by Writing under their Hands and Seals, to appoint ſome other fit Perſon (not intereſted in the ſaid Diviſion and Incloſure) to be a Commiſſioner in the Place of the ſaid *John Burcham*, or ſuch future Commiſſioner ſo refuſing to act or qualify, or dying, or becoming incapable of acting as laſt aforeſaid; and in caſe the Perſon or Perſons hereby empowered to appoint ſuch future Commiſſioner or Commiſſioners as aforeſaid, ſhall neglect or refuſe to execute the Powers hereby veſted in them for that Purpoſe, for the Space of One Calendar Month after ſuch Vacancy or Vacancies ſhall occur, it ſhall be lawful for the ſurviving or continuing Commiſſioner or Commiſſioners, by Writing under their or his Hands and Seals or Hand and Seal, to nominate and appoint ſome other fit and proper Perſon or Perſons, not intereſted as aforeſaid, to be a Commiſſioner or Commiſſioners in the Place of the Commiſſioner or Commiſſioners ſo refuſing to act or qualify, or dying, or being incapable of acting as aforeſaid, and ſo from Time to Time as often as Circumſtances may require; and every Commiſſioner to be appointed in the Manner hereby directed, ſhall have the like Powers and Authorities for carrying this Act in Execution, as if he had been originally named a Commiſſioner by this Act.

Appointment of Commiſſioners to be enrolled.

IV. Provided always, and be it further enacted, That the Inſtrument or Certificate of the Appointment of every Commiſſioner to be elected and appointed by virtue of this Act, ſhall be enrolled with the Award of the Commiſſioners, and a Copy thereof, atteſted by the proper Officer of the Court where the ſame ſhall be enrolled, ſhall be full and ſufficient Evidence thereof in all Courts.

V. And

Commissioners Meetings.

V. And be it further enacted, That the said Commissioners shall and they are hereby directed to cause public Notice to be given of the Time and Place of their First and every other Meeting for the Execution of this Act, at least Eight Days before any such Meeting shall be holden (the Meeting to qualify and Meetings by Adjournment excepted); and that the said Commissioners may and they are hereby authorized to adjourn any such Meeting from Time to Time, and Place to Place, as they shall see Occasion; and in case any Two of the said Commissioners shall not meet at the Time and Place appointed for any such Meeting, or to which any such Meeting shall be adjourned, it shall be lawful for the Commissioner present at such Time and Place, or if no Commissioner shall then attend, for the Clerk or Clerks to the said Commissioners (which Clerk or Clerks they are hereby authorized to appoint) to adjourn such Meeting to any future Day, not exceeding Twenty-eight Days from the Day of Adjournment, to be holden at the same or any other convenient Place, and so from Time to Time until any Two of the said Commissioners shall meet; and the Commissioner or Clerk, making such Adjournment, is hereby required to give Notice thereof to the absent Commissioner or Commissioners; provided that all Meetings of the said Commissioners for putting this Act in Execution, shall be holden in the Parish of *Potton* aforesaid, or within Eight Miles from the Boundary thereof.

Notices how to be given.

VI. And be it further enacted, That all Notices required by the said recited Act to be given by the said Commissioners, and the Notices hereby required to be by them given of their Meetings for the Execution of this Act, shall be given by Writing, to be affixed on the South Door of the Parish Church of *Potton* aforesaid, or by Advertisement in the said Newspaper called *The County Chronicle*, or if such Newspaper shall not be then published, in some other Newspaper usually circulated in the County of *Bedford*.

Commissioners empowered to determine Differences.

VII. And be it further enacted, That if any Dispute or Difference shall arise between any of the Parties interested or claming to be interested in the Lands or Grounds hereby directed to be divided and allotted, touching or concerning the respective Shares and Proportions which they or any of them shall have or claim to have therein, or touching or concerning any other Matter or Thing relating to the said Division, Allotment or Inclosure, it shall be lawful for the said Commissioners and they are hereby authorized and required, upon proper and sufficient Inquiry and Evidence, to examine into, hear, and determine the same.

Commissioners not to determine Rights contrary to the Possession.

VIII. Provided always, and be it further enacted, That nothing herein contained shall authorize the said Commissioners to determine the Title to any Lands, Tenements, or Hereditaments whatsoever, nor to determine any Right between any of the Parties interested in the said Lands and Grounds, contrary to the Possession of any such Parties (except in Cases of Inclosure of and Encroachment on any of the said Commons or Waste Lands made within Twenty Years before the passing of this Act); but in case the said Commissioners shall be of Opinion against the Right of the Person or Persons so in Possession, they shall forbear to make any Determination thereupon until the Possession shall have been duly taken from such Person or Persons by Ejectment, or other due Course of Law.

IX. And

Commissioners may award Costs.

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

Persons dissatisfied with the Determination may try their Rights at Law.

X. Provided always, and be it further enacted, That if any Person or Persons, Body or Bodies Politic or Corporate, making any Claim or Claims to any Lands or Hereditaments intended to be divided or affected by this Act, or any Right or Interest therein, or objecting to any such Claim or Claims, shall be dissatisfied with the Determination of the said Commissioners, and shall be desirous of having such Claim or Claims, Rights and Interests respectively tried at Law, and the Person or Persons, Body or Bodies Politic or Corporate, so desiring to have the same tried at Law, shall by themselves or their respective Stewards, Receivers, Attornies or Agents, give or cause to be given Notice thereof in Writing to the said Commissioners, or any of them, within One Calendar Month next after such Determination shall have been so made by the said Commissioners, of which Notice the said Commissioners are hereby required, immediately on Receipt thereof, or as soon afterwards as conveniently may be, to give Information to the other Party or Parties interested, his, her, or their respective Stewards or Receivers, Attornies or Agents, by Writing under their respective Hands (to be delivered to or left at the usual Place of Abode of such Party or Parties, Stewards, Receivers, Attornies or Agents as aforesaid), then it shall be lawful for the Person or Persons, Body or Bodies Politic or Corporate, giving such Notice as aforesaid, their respective Heirs, Successors or Assigns, and he, she, or they is and are hereby required to proceed to a Trial or Trials at Law of the same, upon a feigned Issue, at the first Assizes to be holden for the County of *Bedford* next after the Expiration of One Calendar Month from the Time when such Notice as aforesaid shall have been given, in an Action or Actions for that Purpose, to be commenced in one of His Majesty's Courts of Record at *Westminster*, by the Person or Persons, Body or Bodies Politic or Corporate, giving such Notice as aforesaid, against any Person or Persons, Body or Bodies Politic or Corporate interested in the said Division, in whose Favour such Determination of the said Commissioners shall have been made,

and the Defendant or Defendants in such Action or Actions shall forthwith name an Attorney or Attornies, who shall file Common Bail, or appear and accept One or more Issue or Issues, whereby the Claim or Claims, Rights and Interests in Question, may be properly tried and determined (such Issue or Issues to be settled by the proper Officer of the Court wherein such Action shall be brought, if the Parties shall differ about the same); and if at the Trial of any such Issue or Issues it shall appear that the Party complaining is entitled to any qualified or less Right or Rights or Interests than was or were claimed by such Party, then it shall be lawful for the Jury by whom such Issue or Issues shall be tried, to find and declare the same by their Verdict, which shall be endorsed on the Postea in Addition to the Verdict given on the Issue or Issues joined; but nevertheless the Costs of such Action or Actions shall abide and be determined by the Verdict given upon the Issue or Issues joined, as if no such Special Finding had been made; and the Verdict or Verdicts which shall be given in such Action or Actions upon the Issue or Issues therein joined, in case there shall be no such Special Finding and Indorsement, or such Special Finding and Indorsement, if any such shall be made, shall be binding upon all and every Body or Bodies Politic or Corporate, and Person and Persons whomsoever, unless the Court wherein such Action or Actions shall be brought shall set aside such Verdict or Verdicts, or Finding and Indorsement, and order a new Trial or Trials to be had thereupon (which it shall be lawful for the Court to do as is usual in other Cases); and after such Verdict or Verdicts, or Special Finding and Indorsement shall be obtained, (the same not being set aside by the Court), the said Commissioners shall, and they are hereby authorized and required to act in conformity thereto, and to allow or disallow the Claim or Claims, Right or Rights, or Interest or Interests thereby determined according to such Verdict or Verdicts, or Finding and Indorsement as aforesaid: Provided always, that it shall be lawful for the Court in which any Action commenced in pursuance of this Act shall be depending, upon sufficient Cause shewn, to put off the Trial of such Action, although the Time herein-before limited for the Trial may be thereby exceeded; but if no such Action or Actions shall be brought or commenced by any Person or Persons, or Body or Bodies Politic or Corporate, giving any Notice within the Time aforesaid, or if such Action or Actions shall not be proceeded in to a Trial or Trials at the First Assizes which shall be holden for the said County of *Bedford* after the Expiration of One Month from the Day of giving such Notice, by or on account of the Neglect or Default of the Plaintiff or Plaintiffs therein, then and in such Case the Determination of the said Commissioners shall be final, binding, and conclusive unto and upon all Parties whomsoever.

Actions not to abate by Death of Parties.

XI. Provided always, and be it further enacted, That if any of the Parties in any Action or Actions to be brought and prosecuted in pursuance of this Act shall die pending the same, such Action or Actions shall not abate by reason thereof, but shall be proceeded in as if no such Event had happened; and if any Person or Persons in whose Favour any such Determination as aforesaid shall have been made, and against whom any such Action or Actions might have been brought if living, shall die before any Action or Actions shall have been brought, and before the Expiration of the Time herein-before limited for bringing such Action or Actions, it shall be lawful for the Person or Persons, Bodies Politic or Corporate respectively,

reſpectively, who might have brought ſuch Action againſt the Perſon or Perſons ſo dying, to bring the ſame within the Time ſo limited as aforeſaid, againſt ſuch Perſon or Perſons as if actually living, and to ſerve the Clerk of the ſaid Commiſſioners with Notice of ſuch Action or Actions, in the ſame Manner as the Party or Parties might have been ſerved therewith if living; and it ſhall be incumbent on the Heir or Heirs of ſuch Party or Parties, or ſuch other Perſon or Perſons as ſhall claim the Benefit of ſuch Determination as aforeſaid, to appear and defend ſuch Action or Actions in the Name or Names of the Perſon or Perſons ſo dead, and Proceedings ſhall be had therein in the ſame Manner as if ſuch Perſon or Perſons had been actually living, and the Rights of all Parties ſhall be equally bound and concluded by the Event of ſuch Action or Actions: Provided alſo, that no Suit or Suits to be ſo commenced and proſecuted touching or concerning any of the Matters aforeſaid, which ſhall not in the Judgment of the ſaid Commiſſioners require them to ſuſpend or delay their Proceeding, ſhall delay or impede the Execution of the Powers veſted in them by this Act, but the ſaid Diviſion and Incloſure ſhall be proceeded in notwithſtanding any ſuch Suit or Suits; and the ſaid Commiſſioners ſhall ſet out the Lands and Grounds which ſhall be allotted in lieu or in reſpect of the litigated Property, ſo as that the ſame may be diſtinguiſhed from any other Lands and Grounds, and may be had and taken by the Perſon or Perſons who upon the Determination of ſuch Suit or Suits ſhall become entitled thereto.

Commiſſioners may extinguiſh or ſuſpend Rights of Common.

XII. And be it further enacted, That it ſhall be lawful to and for the ſaid Commiſſioners, at any Time when they in their Judgment ſhall think it convenient and proper, by Notice for that Purpoſe under their Hands, to be affixed on the South Door of the Pariſh Church of *Potton* aforeſaid, on ſome *Sunday* before Divine Service, to order the Right of Common in, upon, and over the Lands and Grounds hereby directed to be divided and allotted, or any of them, to be extinguiſhed, either in the Whole or in Part, or to be ſuſpended, and from and after the Time to be mentioned in and fixed by any ſuch Notice, all ſuch Rights of Common as ſhall thereby be directed to be extinguiſhed or ſuſpended, ſhall ceaſe and be extinguiſhed, or ſhall be ſuſpended, according to and as ſhall be expreſſed in and directed by ſuch Notice.

Power to ſet down Boundary Fences.

XIII. And be it further enacted, That in order to ſhorten the Boundary Fences between the Lands and Grounds by this Act directed to be divided and allotted, and any other adjoining Pariſh or Pariſhes, Manor or Manors, it ſhall be lawful for the ſaid Commiſſioners, with the Conſent in Writing under the Hand or Hands of the Lord or Lords, Lady or Ladies of the Manor or Manors, or Owner or Owners of the Soil, and under the Hands of the major Part in Value, according to the Land Tax Aſſeſſment, of the Land Owners intereſted in any Land adjoining the ſaid Pariſh or Manor reſpectively, and alſo under the Hand or Hands of the Owner or Owners of the adjoining Lands upon which ſuch Fence or Fences is or are to be made, to ſet out and aſcertain the Boundary Fences to be made between the Land adjoining to the Lands and Grounds hereby intended to be divided and allotted, in ſuch Manner as they the ſaid Commiſſioners ſhall judge proper for the Purpoſe aforeſaid; and after ſuch Boundary Fences ſhall be ſet out and aſcertained as aforeſaid, the ſame ſhall be fenced by ſuch Perſon or Perſons, in ſuch Manner, and at ſuch Time or Times, as

the ſaid Commiſſioners ſhall order and direct in and by their Award, and ſhall be for ever thereafter deemed and taken to be the Boundaries between the ſaid Pariſh and ſuch adjoining Pariſh or Pariſhes, Manor or Manors as aforeſaid; any Law, Uſage, or Cuſtom to the contrary notwithſtanding.

Roads dividing Pariſhes.

XIV. And be it further enacted, That in caſe any public Road or Highway ſhall by virtue of the ſaid Act of the Forty-firſt Year of His preſent Majeſty's Reign, and of this Act, be ſet out or continued in any Situation or Direction where the ſaid Pariſh is divided from any adjoining Pariſh or Place, and where there now is, or uſually hath been, a public Road or Way, and ſuch adjoining Pariſh or Place hath heretofore been charged or chargeable, or ought to be charged or liable to One Half Part of the Repairs and Support of the ſaid Road or Way, then and in ſuch Caſe the ſaid Commiſſioners may and ſhall ſet out ſo much only from and out of the Lands and Grounds hereby intended to be divided and allotted, as will enlarge the Breadth of ſuch Road or Way to Thirty Feet at the leaſt.

Power to ſtop Roads between old Incloſures.

XV. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners, and they are hereby authorized and empowered to divert or ſtop up any old public Carriage Road, Driftway, Bridleway or Footpath, leading between, through, and over any of the old Incloſures in the ſaid Pariſh; and the Soil of the Roads and Ways ſo to be ſtopped up ſhall be deemed and taken to be Part of the Lands and Grounds to be divided and allotted by virtue of this Act; provided that no ſuch Carriage Road, Driftway, Bridleway, or Footpath, paſſing or leading between, through, or over any of the old Incloſures in the ſaid Pariſh, ſhall be ſtopped up without the Concurrence and Order of Two Juſtices of the Peace of the ſaid County of *Bedford*, not intereſted in the Lands and Grounds to be divided and allotted by virtue of this Act; and that every ſuch Order ſhall be ſubject to appeal to the Quarter Seſſions of the ſaid County of *Bedford*, in like Manner and under the ſame Forms and Reſtrictions as Orders originally made by the Juſtices for diverting and turning Roads and Ways.

A Road to be made to Potton Wood.

XVI. And be it further enacted, That the ſaid Commiſſioners are hereby directed to ſet out a Carriage Road or Way from the North Eaſt Extremity of the Pariſh of *Sutton*, in the County of *Bedford*, acroſs the Eaſt Side of the Lands and Grounds hereby directed to be divided and allotted, to a Wood called *Potton Wood*, adjoining the ſaid Lands and Grounds hereby directed to be divided and allotted for the Uſe of the Owner or Owners for the Time being of the ſaid Wood, and all Perſons purchaſing or becoming entitled to the Wood there growing.

Juſtices empowered to declare any of the Roads completed.

XVII. And be it further enacted, That when and as ſoon as Two or more of His Majeſty's Juſtices of the Peace for the ſaid County of *Bedford*, at any Special Seſſions to be holden by them, ſhall find, and ſhall under their Hands and Seals certify and declare any of the public Carriage Roads to be ſet out in purſuance of the ſaid recited Act and of this Act, or any Part of ſuch Road, to be fully and ſufficiently formed, repaired, and completed, ſuch Road or Roads, or ſo much thereof as ſhall in any ſuch Certificate be deſcribed and certified, ſhall thenceforth be ſupported and kept in Repair by ſuch Perſon, and in like Manner as the public Roads within the ſaid Pariſh are or ought by Law to be amended and kept in Repair; and every ſuch Certificate ſhall, at the General Quarter Seſſions of the Peace to be holden

holden for the County of *Bedford* next after the Date thereof be filed of Record by the Clerk of the Peace for the said County.

Power for Commissioners to sink Drains, &c.

XVIII. And be it further enacted, That it shall be lawful for the said Commissioners to cut, sink, form, and complete any new Ditches, Drains, Brooks, and Watercourses in, over, or upon any of the Lands or Grounds hereby intended to be divided and allotted, or in, over, or upon any old Inclosures within the said Parish, or to straighten, scour out and widen any of the ancient Ditches, Drains, Brooks, and Watercourses in the said Parish, and to cut Sluices and Trenches therein, and to lay Hedges over the same in such Places and in such Manner as the said Commissioners may deem necessary and beneficial for a complete Drainage of such Lands and Grounds, or for the general Improvement thereof, making such Satisfaction to the Proprietors of such Lands and Grounds as they the said Commissioners shall think reasonable, and shall assess; and the said Commissioners shall and they are hereby required in and by their said Award to order, direct, and appoint by whom, at whose Expence, at what Times, and in what Manner the said Brooks, Ditches, Drains, and Watercourses, Sluices, Tunnels and Bridges shall be made, and thereafter repaired, cleansed, and maintained; provided that no ancient Brook or Watercourse shall be diverted, altered or turned from or into any of the old Inclosures in the said Parish, without the Consent in Writing of the Person or Persons from or out of whose Lands the same shall be diverted, and of the Person or Persons through or into whose Lands the same shall be turned.

Allotments for Gravel, Sand, and Chalk.

XIX. And be it further enacted, That it shall be lawful for the said Commissioners and they are hereby required to set out, allot and award such Plot and Plots, Parcel of the said Lands or Grounds so intended to be divided and allotted as aforesaid, not exceeding in the whole Four Acres, as and for public Gravel, Sand or Chalk Pits, with convenient Roads to and from the same, to be used for the Repairs of the public Roads within the said Parish, and to award and direct to whom the Soil and Herbage of such Allotment or Allotments shall belong.

Allotment to Lord of the Manor for Waste.

XX. And be it further enacted, That the said Commissioners shall in the next Place set out, allot and award, to and for the said *Samuel Whitbread*, or the Lord or Lords of the said several Manors for the Time being, such Part and Parts of the Lands and Grounds hereby directed to be divided and allotted, as shall in the Judgment of the said Commissioners be equal in Value to One Eighteenth Part of all the Commons and Waste Lands hereby directed to be divided and allotted, in lieu and Satisfaction of the Soil of such Commons and Waste Lands.

Allotment for Tithes.

XXI. And be it further enacted, That the said Commissioners shall set out for and in lieu of all Tithes, both Great and Small, arising, growing, renewing, happening, or payable within the said Parish, such Parcel or Parcels of the Lands and Grounds hereby directed to be divided and allotted, and with the Consent of the respective Proprietors thereof, such Parts and Parcels of the old Inclosures within the said Parish, as in the Judgment of the said Commissioners shall be equal in Value to One Fifth Part of all the Land which shall have been in a State of Tillage within Three Years previous to the Sixth Day of *April* One thousand eight hundred and fourteen, One Tenth Part of all the Woodland, and One Eighth

Part of all the Reſidue of the Lands and Grounds within the ſaid Pariſh which are ſeverally ſubject or liable to the Payment of Tithes, and which ſhall remain after the Public and Private Roads and Drains, and the Allotments for Gravel, Sand, and Chalk Pits ſhall be taken and deducted therefrom; and the Land ſo directed to be ſet out for Tithes ſhall be by the ſaid Commiſſioners apportioned, divided, and allotted to and between the Rectors Impropriate of the ſaid Pariſh, and the ſaid *Richard Whittingham* and his Succeſſors, Vicars for the Time being of the ſame Pariſh, in ſuch Shares and Proportions as the ſaid Commiſſioners ſhall adjudge and determine to be juſt Compenſations and Equivalents for their ſaid reſpective Tithes.

Allotment of Reſidue.

XXII. And be it further enacted, That the ſaid Commiſſioners ſhall and they are hereby required to allot the Reſidue of the Lands and Grounds hereby directed to be divided and allotted unto and amongſt the ſeveral Perſons who at the Time of making ſuch Allotments ſhall be reſpectively entitled thereto and intereſted therein, in Proportion to their reſpective Shares, Rights, and Intereſts; and all Incloſures within the ſaid Pariſh belonging to Two or more diſtinct Proprietors, and all Cloſes ſituate within and ſurrounded by any of the Common Fields or Common Paſtures within the ſaid Pariſh, ſhall be deemed and taken to be Parts of the Lands and Grounds directed to be divided and allotted by virtue of this Act.

Commiſſioners with Conſent of Proprietors may allot inclоſed Lands.

XXIII. Provided always, and be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners, by and with the Conſent of the Proprietor or reſpective Proprietors thereof, to ſet out any Part or Parts of the old Incloſures within the ſaid Pariſh of *Potton* as the ſaid Commiſſioners ſhall think fit; and ſuch Part or Parts of old Incloſures which ſhall be ſo ſet out by the ſaid Commiſſioners, ſhall be afterwards divided and allotted by them in the ſame Manner, and ſubject to the ſame Regulations as the Open and Common Fields are hereby directed to be divided and allotted.

Commiſſioners empowered to ſet out Common Paſtures.

XXIV. And it is hereby further enacted, That in caſe any of the Proprietors entitled to Rights of Common in or over the Lands or Grounds hereby directed to be divided and allotted, or any Part thereof, ſhall requeſt to have their Common Rights compenſated by a Common Paſture, inſtead of diſtinct Allotments of Land, and ſhall give Notice thereof to the ſaid Commiſſioners within ſuch Time as the ſaid Commiſſioners ſhall for that Purpoſe appoint, and the ſaid Commiſſioners ſhall be of opinion that the Number of Proprietors who ſhall have made ſuch Requeſt ſhall be ſufficient to enable the ſaid Commiſſioners to ſet out ſuch an Allotment as will anſwer the Purpoſe of a Common Paſture, then it ſhall be lawful for the ſaid Commiſſioners and they are hereby required to ſet out and allot, to and for the Proprietors making ſuch Requeſt, from and out of ſuch Part of the Common Paſtures and Waſte Lands aforeſaid moſt convenient for that Purpoſe, ſuch Parcel or Parcels thereof as ſhall in the Judgment of the ſaid Commiſſioners, be an Equivalent and Compenſation for the Rights of Common to which the Proprietors making ſuch Requeſt ſhall be entitled; and if it ſhall appear to the ſaid Commiſſioners (without any ſuch Requeſt to them made) that any of the Common Paſtures or Waſte Lands by reaſon of Situation, Smallneſs of the Quantity, or Interſection of Roads, or other Circumſtances, cannot be divided and incloſed to the Advantage of the Perſons intereſted therein, the ſaid Commiſſioners are hereby authorized

to ſet out and allot the Herbage of ſuch Common Paſtures or Waſte Lands as and for a Common Paſture or Common Paſtures to ſuch of the Proprietors of or Perſons having Common Rights or other Intereſts in the Lands and Grounds hereby directed to be divided and allotted, to whom the ſame ſhall in the Judgment of the ſaid Commiſſioners be moſt convenient and valuable in Situation, in or towards Satisfaction for the Rights and Intereſts of ſuch Proprietors reſpectively; and the Land ſo to be alloted for Common Paſtures, whether the ſame ſhall be allotted at the Requeſt of ſuch Proprietors as aforeſaid, or without ſuch Requeſt, ſhall be uſed and enjoyed by the reſpective Proprietors to whom the ſame ſhall be allotted, and by their Succeſſors and Tenants reſpectively, in ſuch Proportions, and ſhall be ſtocked with ſuch Kinds and Number of Cattle, and at ſuch Seaſons and Times of the Year, and ſubject to ſuch Regulations and Orders for the equitable Enjoyment thereof, as the ſaid Commiſſioners, by the Award to be by them made, ſhall eſtabliſh and direct; and the Soil of the Land which ſhall be ſo allotted for a Common Paſture or Common Paſtures ſhall, by virtue of this Act, immediately on the Allotment thereof, be veſted in the Lord for the Time being of the Manor within which ſuch Allotments reſpectively ſhall be ſituate, as the Conſervator or Truſtee of every ſuch Allotment for the Perſons to whom Rights of Common thereon ſhall be allotted.

Fencing Tithe Allotments.

XXV. And be it further enacted, That the Boundaries of all the Allotments to be ſet out in lieu of Tithes, and of all Allotments for Glebe Lands (if any) and in lieu of or in reſpect of Common Rights to the ſaid Vicarage belonging, ſhall, on all Sides where Fences are not already made, or ſhall not be by the ſaid Commiſſioners directed to be made by ſome Proprietor or Proprietors of the adjoining Land, be properly ring-fenced with Ditches and Quickſet Hedges, guarded on both Sides with ſubſtantial Poſts and Three Rails of Aſh, Oak, or other durable Wood; and ſuch Fences ſhall be for Seven Years from the making thereof preſerved, repaired, and maintained by or at the Expence of the ſeveral Proprietors of the Lands and Grounds hereby directed to be divided and allotted, and to be exonerated from Tithes, in ſuch Proportions as the ſaid Commiſſioners ſhall award and direct; and ſuch Allotments ſhall be a full Satisfaction and Compenſation for all the Tithes, both Great and Small, ariſing and renewing within the ſaid Pariſh; and from and after ſuch Allotment and Allotments ſhall have been made and fenced, and the ſaid Truſtees and their Leſſees, and the ſaid Vicar reſpectively, ſhall be put into Poſſeſſion thereof, ſuch Tithes ſhall reſpectively ceaſe, determine, and be for ever extinguiſhed.

Leaſes by the Vicar of Potton not to be valid, without the Conſent of the Patron.

XXVI. Provided always, and be it further enacted, That no Leaſe to be made by virtue of the ſaid recited Act, of any Lands or Grounds to be allotted to the Vicar of the Pariſh of *Potton* aforeſaid for the Time being, by virtue of this Act, in Right of the ſaid Vicarage, ſhall be good, valid or effectual, unleſs the Conſent of the King's moſt Excellent Majeſty, His Heirs or Succeſſors, as Patron of the ſaid Vicarage, ſhall be had and obtained thereto, previouſly to the Execution of ſuch Leaſe.

Allotments to be fenced.

XXVII. And be it further enacted, That the ſeveral Allotments to be made by virtue of this Act, other than and except ſuch Allotments for Tithes and Glebe Lands as aforeſaid, ſhall be encloſed, hedged, ditched, or otherwiſe fenced; and ſuch Fences for ever thereafter repaired by and

at

at the Expence of the respective Persons to whom the same shall be allotted, within such Time and in such Proportions and Manner as the said Commissioners shall direct.

Proprietors may convey their Allotments before the Award, and their Common Rights severally.

XXVIII. And be it further enacted, That it shall be lawful for any Person or Persons who shall be entitled to any Allotment or Allotments under or by virtue of this Act, to give, grant, bargain, sell, demise, surrender, mortgage, limit, convey, and assure the same for all or any Part of his, her, or their Estate or Interest therein, or Right thereto, at any Time before the Execution of the Award of the said Commissioners; and every such Gift, Grant, Bargain, Sale, Demise, Surrender, Mortgage, Limitation, Conveyance, and Assurance, shall be of the same Force and Validity as if made after the Execution of the said Award; and also that it shall be lawful for any of the Owners or Proprietors of any Common Rights upon the Lands and Grounds hereby directed to be divided and allotted, to sell and dispose of the same, or of the Allotment or Allotments to be made and set out in respect thereof by virtue of this Act, separately and distinctly from the Estate in Right of which they, he, or she are or is entitled to the same, in the same Manner as they, he, or she might have done at any Time after the Execution of the said Award.

Lands held by different Tenures, &c. to be distinguished.

XXIX. And be it further enacted, That where any Person or Persons shall be seised or possessed of Lands or other Hereditaments in the said Parish, held by different Tenures, or for, by, or under different Estates or Titles, the said Commissioners shall, and they are hereby authorized and required, upon the Request of the Persons so seised or possessed respectively, to inquire into, and ascertain and determine, by the Examination of Witnesses on Oath, or other sufficient Evidence, the respective Lands or other Hereditaments held by such different Tenures, or for, by, or under such different Estates or Titles respectively, and to set out distinct Allotments in respect of such Parts thereof as shall be or arise within the Lands and Grounds hereby directed to be divided and allotted (regard being had to the Deductions which shall have been made for the Tithes of old Inclosures) to be held by the same Tenures and for the same Estates respectively.

Those omitted to be distinguished by the Award, may be afterwards distinguished.

XXX. And be it further enacted, That where the Proprietor or Proprietors of any Allotment, Land, or other Hereditaments in the said Parish, shall hold his, her, or their respective Lands and Hereditaments by different Tenures, or for, by, or under different Estates or Titles, and where, from Want of the necessary Information before the said Commissioners, or from any other Cause, the Award of the said Commissioners shall have omitted to distinguish the said Lands or other Hereditaments holden by such several Tenures, or for or by or under such different Estates or Titles, or to set out and award several and distinct Allotments for any such respective Lands or other Hereditaments as herein-before is required, it shall be lawful for the said Commissioners and they are hereby authorized, at any Time, and from Time to Time, within Twelve Calendar Months after the Date and Execution of their Award, upon Request in Writing to them made by the respective Proprietors of any such Lands or other Hereditaments, to do all such Acts as shall be necessary for supplying any such Omission, and for that Purpose to examine Witnesses, and to proceed as if their Award had not been made; and by any Deed or Instrument under their Hands and Seals to distinguish, ascertain, and set out the Lands and Heredita-

Hereditaments held by different Tenures, or for, by, or under different Eſtates or Titles reſpectively, in the ſame Manner as they are hereby authorized and required to do in Caſes where ſuch Lands and Hereditaments are directed to be aſcertained, diſtinguiſhed, and ſet out by the General Award; and every ſuch ſeparate Inſtrument ſhall be enrolled in the ſame Place as the General Award ſhall be enrolled, and Evidence thereof ſhall be given in the ſame Manner as by the ſaid Act of the Forty-firſt Year of His preſent Majeſty and this Act, or either of them reſpectively, is directed concerning the ſaid General Award of the ſaid Commiſſioners; and all the Expences which ſhall be reaſonably incurred in or about any ſuch ſubſequent Inquiry and ſeparate Inſtrument as aforeſaid, ſhall be paid by the Perſon or Perſons who ſhall have requeſted the ſaid Commiſſioners to make and execute the ſame, or by his, her, or their Heirs, Executors, or Adminiſtrators.

Commiſſioners empowered to ſet out Boundaries to Manors.

XXXI. And be it further enacted, That it ſhall be lawful to and for the ſaid Commiſſioners and they are hereby directed, upon the Requeſt in Writing of the Lord or reſpective Lords for the Time being of the ſeveral Manors within the ſaid Pariſh of *Potton*, to aſcertain, ſet out, and declare the Limits and Boundaries of ſuch Manors reſpectively; and the Boundaries which ſhall be aſcertained and ſet out by the ſaid Commiſſioners, and declared in and by their Award, ſhall be and for ever remain the Boundaries of the ſeveral and reſpective Manors within the ſaid Pariſh, ſubject to appeal in Manner herein-after mentioned.

Power to Exchange.

XXXII. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners to allot, ſet out, and award, for or towards the Share, Right and Intereſt of any of the Proprietors of or Perſons intereſted in any of the Lands and Grounds by this Act directed to be divided and allotted, any old Incloſures within the ſaid Pariſh, and to aſſign and ſet out, allot and award, any of the Allotments to be made by virtue of this Act, or any Part or Parts of ſuch Allotments, or any Lands, Tenements, or other Hereditaments ſituate or ariſing within the ſaid Pariſh, in lieu of and in exchange for any other Lands, Tenements, or other Hereditaments, ſituate or ariſing in the ſame Pariſh, or within any adjoining Pariſh, ſo as every ſuch Exchange be ſpecified in the Award of the ſaid Commiſſioners, and be made with the Conſent and Approbation of the reſpective Proprietors, or other Perſon or Perſons, Bodies Politic or Corporate, ſeiſed or poſſeſſed, or in Receipt of the Rents or other Profits of the Hereditaments which ſhall be ſo allotted or exchanged, whether ſuch Proprietor or Proprietors be Tenant or Tenants in Fee Simple, in Tail, or for Life, or for Years determinable on a Life or Lives, by and with the Conſent of the Leſſor or Leſſors, and not otherwiſe, or by and with the Conſent of the Huſbands, Truſtees or Guardians, Committees or Attornies of or for any ſuch Proprietors, who at the Time of making any ſuch Exchange ſhall be under Coverture, Minors, Lunatics, beyond the Seas, or under any other Diſability or Incapacity of acting for themſelves, or of the major Part of the Truſtees for any charitable or public Uſe reſpectively, and ſo as every ſuch Exchange of Lands, Tenements, or Hereditaments, holden in Right of any Church, Chapel, or other Eccleſiaſtical Benefice, be alſo made with the Conſent of the Biſhop of the Dioceſe in which ſuch Lands, Tenements or Hereditaments ſhall lie or be ſituate, and the Patron or Patrons thereof for the Time being; ſuch Conſents to be reſpectively teſtified by

Writing under the Hands of the conſenting Parties, or under the Common Seal of any of them, being a Corporation Aggregate; and that every ſuch Exchange ſo to be made and declared, ſhall be for ever good, valid, and effectual in the Law to all Intents and Purpoſes whatſoever.

Leaſes at Rack Rent may be detemined.

XXXIII. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners, if they in their Diſcretion ſhall think fit, to determine all and every or any Leaſe or Leaſes, Agreement or Agreements at Rack Rent now ſubſiſting for any Term of Years, or from Year to Year, of any Part or Parts of the Lands and Grounds hereby directed to be divided and allotted, or exonerated from Tithes, or which ſhall be exchanged by virtue of this Act, as to the Whole or any Part of ſuch Land in any ſuch Leaſe to be compriſed, at ſuch Time or Times as the ſaid Commiſſioners ſhall direct; and it ſhall be lawful for the ſaid Commiſſioners to adjudge and determine what Satisfaction ſhall be made by the reſpective Leſſors or Landlords to the Leſſees or Tenants reſpectively, for the Determination of their Intereſts in ſuch Lands and Hereditaments, either by the Payment of a groſs Sum or (where other Lands and Hereditaments are or ſhall be compriſed in the ſame Demiſe) by a Reduction and Apportionment of the Rent to be paid during the Remainder of the Term, for the Reſidue of the Premiſes in every ſuch Leaſe or Demiſe compriſed; and every ſuch Leaſe and Demiſe ſhall, upon the Compliance of the Leſſor with Direction and Order of the ſaid Commiſſioners for the Determination thereof, and not otherwiſe, ceaſe and determine accordingly; and in all Caſes where exiſting Leaſes, Agreements, or Tenancies ſhall continue, as to any of the Land in the ſame Pariſh which ſhall be divided, allotted, exonerated from Tithes, or exchanged by virtue of this Act, it ſhall be lawful for the ſaid Commiſſioners to aſcertain and declare what additional Rent ſhall be paid by the reſpective Leſſees or Tenants, for the Improvement in the Value thereof, and the Rent ſo declared ſhall be added to and recoverable in like Manner as the original Rent: Provided always, that if there ſhall be any Leaſe of Lands, Part of which ſhall lie in the ſaid Pariſh of *Potton*, and Part in any adjoining Pariſh, all ſuch Leaſes upon Rack Rent now ſubſiſting may be vacated; but where any Lands ſhall have been taken in Exchange, which Lands ſhall be under Leaſe and wholly ſituate in an adjoining Pariſh, the Leaſe of ſuch laſt-mentioned Land ſhall not be vacated.

Power to enfranchiſe Copyholds.

XXXIV. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners, and they are hereby empowered, with the Conſent in Writing of the Lord for the Time being of any Manor or Manors of whom any Meſſuages, Cottages, Lands or Tenements in the ſaid Pariſh of *Potton* are or ſhall be holden by Copy of Court Roll, and of the Cuſtomary Tenant or Tenants by whom any ſuch Meſſuages, Cottages, Lands or Tenements ſhall be reſpectively holden, or of the Huſbands, Truſtees or Guardians, Committees, or Attornies of and for any ſuch Lord or Lords, Tenant or Tenants, being Femes Covert, Minors, Lunatics, beyond the Seas, or under any other Diſability or Incapacity, in and by the Award of the ſaid Commiſſioners, to declare any ſuch Copyhold or Cuſtomary Meſſuages, Cottages, Lands or Tenements, to be enfranchiſed, and the Tenures by which the ſame are holden, and the Fines, Heriots, and other Services incident thereto, to be diſcharged and extinguiſhed, and that the ſame Meſſuages, Cottages, Lands or Tenements, or any Part or Parts thereof reſpectively, ſhall thenceforth be holden of the Lord or Lords of the ſame reſpective Manors, either by the Rents which ſhall have been theretofore paid

paid or payable in reſpect thereof, or by any other Rent or Rents to be aſcertained by the ſaid Commiſſioners; or without Rent, and in lieu of and Compenſation for every ſuch Enfranchiſement, to award to the Lord or Lords of the Manor of which the Cuſtomary or Copyhold Tenements ſo to be enfranchiſed ſhall be holden, ſuch Sum and Sums of Money to be applied in the Manner herein-after directed; or to aſſign and ſet out to and for ſuch Lord or Lords ſuch Compenſation, by Part of the Copyhold Lands and Tenements to be enfranchiſed, or by and out of any of the Lands and Tenements hereby directed to be divided and allotted, or any other Lands, Tenements, or Hereditaments of any ſuch Cuſtomary or Copyhold Tenant or Tenants reſpectively in the ſame Pariſh, as ſhall in the Judgment of the ſaid Commiſſioners be an Equivalent and Satisfaction for the Cuſtomary Payments, Burthens and Services to which ſuch Copyhold Meſſuages, Cottages, Lands, or Tenements reſpectively ſhall have been ſubject or liable; and the Lord or Lords for the Time being of the Manor to whom any ſuch ancient Rents ſhall be reſerved or continued, or any other Rent aſſigned, ſhall have the like Powers and Remedies for the Recovery of ſuch Rents reſpectively, as by Law are given for the Recovery of Rents Seck, Rents of Aſſize, and Chief Rents; and when and after the ſaid Award ſhall have been executed, and ſuch Sum of Money or other Compenſation ſhall have been paid or aſſigned for ſuch Copyhold Tenure, the Lands and Tenements thereby expreſſed to be enfranchiſed, ſhall be held, poſſeſſed, and enjoyed by the Owner or Owners thereof, paying or making ſuch Compenſation, and to their reſpective Heirs or Aſſigns, or other Perſons claiming in Reverſion or Remainder of the Lord or Lords of the ſaid Manor, in Free and Common Soccage, diſcharged of the Tenure by Copy of Court Roll, and of all Services and Duties incident to ſuch Tenure, and of all other Services and Payments, except the Rent or Rents which may be continued or reſerved to ſuch Lord or Lords in reſpect thereof; and the Lands or other Hereditaments ſo to be aſſigned to ſuch Lord or Lords ſhall be by him or them, and by his or their Heirs, Succeſſors or Aſſigns, or by the Perſons who ſhall be entitled in Reverſion or Remainder to ſuch Manors reſpectively, held and enjoyed in Compenſation for the Tenure ſo to be extinguiſhed, for ſuch and the like Eſtates, and upon and for ſuch Uſes, Truſts, Intents, and Purpoſes, as the Manor or Manors of which the Copyhold Tenements ſo enfranchiſed ſhall be holden ſhall at the Time of every ſuch Enfranchiſement ſtand ſettled and limited.

Application of Money to be received for Enfranchiſement.

XXXV. Provided, and be it further enacted, That the Money to be received for the Enfranchiſement of any Copyhold Lands or Tenements in purſuance of this Act, ſhall be paid to the Lord or Lords of the Manor of whom the Copyhold Tenements ſo to be enfranchiſed ſhall at the Time of the Enfranchiſement thereof be holden, where ſuch Lord or Lords ſhall be ſeiſed of the ſaid Manor in Fee Simple; and in all other Caſes the Money to be received for any ſuch Enfranchiſement ſhall be paid and applied in the Manner directed by the ſaid Act of the Forty-firſt Year of the preſent Reign, with reſpect to Money to be paid for the Purchaſe or Exchange of any Lands, Tenements, or Hereditaments, or of any Timber or Wood growing thereon, and which Money ought to be laid out in the Purchaſe of other Lands, Tenements, or Hereditaments to be ſettled to the ſame Uſes.

XXXVI. Pro-

Wills, Settlements, and beneficial Leaſes not to be affected.

XXXVI. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend or be conſtrued or adjudged to extend to revoke, make void, annul or alter any Settlement, Deed, Will, or beneficial Leaſe, or to prejudice any Perſon having any Right or Claim of Dower, Jointure, Annuity, Rent, Debt, Charge or Incumbrance whatſoever, in, out of, upon or affecting any of the Lands, Tenements or Hereditaments hereby directed to be divided and allotted, or which ſhall be exchanged or aſſigned in Compenſation for any other Eſtate or Right in purſuance of this Act; and that the Lands and Hereditaments which ſhall be allotted in purſuance of this Act ſhall from and immediately after the Allotment thereof become and be of the ſame Tenure and Tenures as the Lands, Tenements, and Hereditaments in reſpect of which the Allotment or Allotments to be ſo made ſhall have been previouſly held; and as well the Lands allotted, as the Tenements and other Hereditaments which ſhall be aſſigned in Exchange or in Compenſation for any other Eſtate or Right by virtue of this Act, ſhall, immediately after ſuch Allotment, Exchange, or Aſſignment, remain and enure, and the ſeveral Perſons to whom the ſame ſhall be allotted, aſſigned, or given in Exchange as aforeſaid, ſhall thenceforth ſtand and be ſeiſed and poſſeſſed thereof reſpectively, to, for, and upon ſuch and the ſame Uſes, Eſtates, Intents, Truſts, and Purpoſes reſpectively, and ſubject and liable to ſuch and the ſame Wills, Settlements, Limitations and Remainders, Conditions, Charges, and Incumbrances, as the ſeveral Lands, Tenements, and Hereditaments, in reſpect whereof ſuch Allotments, Aſſignments, and Exchanges, ſhall have been made, ſhould or would have ſtood ſeverally limited, ſettled, veſted, or ſubject or liable to, or been held by, in caſe the ſame had not been allotted, aſſigned, or exchanged, and this Act had not been made; ſave and except ſuch Rents and Services as ſhall have been compenſated for and extinguiſhed, and ſuch Leaſes and Tenancies at Rack Rent as ſhall become void by virtue of this Act, and ſubject nevertheleſs to all ſuch Mortgages and Sales as ſhall be made by Authority of this Act or of the ſaid Act of the Forty-firſt Year of the preſent Reign.

Compeaſation for Tithes not compenſated by Land or Corn Rents.

XXXVII. And be it further enacted, That where there ſhall be any incloſed Lands in the ſaid Pariſh ſubject and liable to the Payment of Tithes, the reſpective Proprietors whereof ſhall not be entitled to any or not to a ſufficient Intereſt or Property in the Land hereby directed to be divided and allotted to make Compenſation for the Tithes of ſuch incloſed Land, the ſaid Commiſſioners ſhall, with the Conſent of the reſpective Proprietors of ſuch old Incloſures, ſet out ſo much of ſuch incloſed Lands as ſhall be equivalent to the Tithes thereof, and the ſame incloſed Lands ſhall be allotted by the ſaid Commiſſioners to ſuch of the ſaid Proprietors as the Commiſſioners ſhall think fit, and in the ſame Manner as the Open Field Lands are hereby directed to be divided and allotted; but if any ſuch Proprietors of old Incloſures ſhall not conſent to ſuch Allotment thereof as laſt aforeſaid, then ſuch Proprietors ſhall reſpectively pay unto ſuch Perſon or Perſons, and at ſuch Time or Times as the ſaid Commiſſioners ſhall appoint, ſuch Sum and Sums of Money as the ſaid Commiſſioners ſhall adjudge and determine to be a full Compenſation and Satisfaction for the Tithes of ſuch incloſed Lands reſpectively, or of ſuch Parts thereof for which a Compenſation in Land ſhall not have been made as aforeſaid, which Sum or Sums ſhall be applied towards defraying the Expences of paſſing this Act, and carrying the ſame into Execution; and if any Surplus ſhall remain after Payment of ſuch Expences as aforeſaid, ſuch Sur-

plus ſhall be divided between the ſeveral Perſons intereſted in the Lands and Grounds to be divided and allotted, in ſuch Proportions as they ſhall reſpectively have contributed to furniſh Land in Compenſation for the Tithes of ſuch old Incloſures, and the Shares of ſuch of them as ſhall be Tenants thereof in Fee Simple ſhall be paid to them reſpectively; and the Shares of ſuch other Perſons reſpectively ſhall be paid and applied in the Manner directed by the ſaid Act of the Forty-firſt Year of the preſent Reign, with reſpect to Money to be paid for the Purchaſe or Exchange of Lands, Tenements, or Hereditaments, or of any Timber or Wood growing thereon, and which Money ought to be laid out in the Purchaſe of other Lands, Tenements, or Hereditaments, to be ſettled to the ſame Uſes.

Money to be paid by Proprietors of Incloſures for Tithes and Expences.

XXXVIII. And be it further enacted, That as well the Sum and Sums of Money, if any, which ſhall by the ſaid Commiſſioners be ordered to be paid in Compenſation for Tithes, as the Proportion of the Coſts and Charges of obtaining this Act, and carrying the ſame into Execution, which the ſaid Commiſſioners ſhall adjudge to be paid by the Proprietors of incloſed Lands to be exonerated from Tithes, or exchanged by virtue of this Act, ſhall be recoverable by ſuch Diſtreſs and Sale of the Goods and Chattels of the reſpective Proprietors of ſuch old Incloſures, or by ſuch Entry upon and Perception of the Rents and Profits thereof, as the ſaid Commiſſioners are authorized to take and uſe for the Recovery of the Expences of obtaining and executing this Act upon the Proprietors of the Lands and Grounds to be allotted by virtue hereof, and upon the Allotments to be to them reſpectively made, as fully as if ſuch Powers of Diſtreſs and Sale and of Entry and Perception of Profits were herein expreſsly applied to ſuch old Incloſures, and to the reſpective Proprietors thereof, and to the Perſons to whom the ſame ſhall be aſſigned in Exchange.

Tenants for Life may charge incloſed Lands with Money paid in Exoneration for Tithes.

XXXIX. And be it further enacted, That it ſhall be lawful for the Huſbands, Guardians, Truſtees, Committees, or Attornies of any of the Owners or Proprietors of the Lands and Grounds which ſhall by virtue of this Act be exonerated from Tithes by a Money Payment or Money Payments, who ſhall be under Coverture, Minors, Lunatics, beyond the Seas, or under any other Diſability or Incapacity, and for any of the ſaid Owners and Proprietors, being Tenants in Tail, or for Life or Lives, or for Years determinable on a Life or on Lives, or on any other Contingency, or Truſtees for charitable Uſes, or the major Part of ſuch Truſtees reſpectively, to charge ſuch Lands and Grounds with ſuch Sum or Sums of Money as the ſaid Commiſſioners ſhall direct to be paid for the Exoneration thereof from Tithes, and for the Security of any Perſon who ſhall advance and lend the ſame, with the Conſent in Writing of the ſaid Commiſſioners, to grant, mortgage, ſurrender, leaſe or demiſe ſuch Lands and Grounds, or any Part or Parts thereof, to him or her, his or her Heirs, Executors, Adminiſtrators or Aſſigns, or to ſuch other Perſon or Perſons, and in ſuch Manner as he, ſhe, or they ſhall direct or appoint.

Expences, and Money paid in Exoneration of Tithes, may be raiſed by Sale.

XL. And be it further enacted, That it ſhall be lawful for the ſaid Commiſſioners, and they are hereby empowered and required, upon the Requeſt of any of the Owners or Proprietors of the Lands and Grounds hereby directed to be divided and allotted, or of any Right or Intereſt therein, being Tenants in Tail, or for Life or Lives, or for any Number of Years determinable on a Life or on Lives, or for any other determinable

Eſtate or Intereſt, or at the Requeſt of the reſpective Huſbands, Guardians, Truſtees, Committees, Agents, or Attornies of or for any ſuch Owners or Proprietors, being under Coverture, Minors, Lunatics, or beyond the Seas, or under any other Diſability or Incapacity, or of the Perſons acting as ſuch Guardians, Truſtees, Committees, Agents or Attornies, to raiſe the Share and Proportion, or reſpective Shares and Proportions of the Perſon or Perſons by or on whoſe Behalf any ſuch Requeſt ſhall be made, of the Charges and Expences of paſſing this Act, and of carrying the ſame into Execution, not exceeding the Rate of Five Pounds for every Acre of the Land allotted and exchanged to ſuch Perſon or Perſons, and ſuch Sums as ſhall have been adjudged and ordered by the ſaid Commiſſioners to be paid by any ſuch Perſon or Perſons, in Compenſation for the Tithes of old Incloſures, by the Sale of any of the Lands or Hereditaments to be allotted to ſuch Perſon or Perſons by virtue of this Act, or any of them, in the Manner and ſubject to the Directions preſcribed by the ſaid Act of the Forty-firſt Year of the preſent Reign for the Sale of Lands directed to be ſold for Payment of the Expences attending the Execution of Acts of Incloſure; provided that no more ſhall be ſold of the Lands or other Hereditaments of the Perſon or Perſons by whom or on whoſe Behalf any ſuch Requeſt ſhall be made, than the ſaid Commiſſioners ſhall eſtimate to be ſufficient to raiſe the Sum or Sums payable by ſuch Perſon or Perſons for the Purpoſes aforeſaid, and the reaſonable Expences of Sale; and if there ſhall be any Surplus ariſing from ſuch Sale, after paying the Sums ſo to be directed to be raiſed, and the reaſonable Expences of Sale, ſuch Surplus ſhall be divided between the ſeveral Perſons intereſted in the ſaid Lands and Grounds, in Proportion to their reſpective Intereſts and Property therein, and the Shares of ſuch of them as ſhall be Tenants thereof in Fee Simple ſhall be paid to them reſpectively, and the Shares of ſuch other Perſons reſpectively ſhall be paid and applied in the Manner directed by the ſaid Act of the Forty-firſt Year of the preſent Reign, with reſpect to Money to be paid for the Purchaſe or Exchange of Lands, Tenements or Hereditaments, or of any Timber or Wood growing thereon, and which Money ought to be laid out in the Purchaſe of other Lands, Tenements, or Hereditaments to be ſettled to the ſame Uſes.

For erecting Buildings on the Tithe Allotments.

XLI. And whereas it may be expedient to erect Barns or other Buildings upon the Allotment or Allotments to the Truſtees of the ſaid Rectory, or upon the Allotment or Allotments to the Vicar of the ſaid Pariſh, or upon the Incloſures belonging to the ſaid Rectory or Vicarage, for the more convenient Occupation of the ſame, or to ſubdivide, drain, and otherwiſe improve the ſame reſpectively, be it enacted, That it ſhall be lawful for the ſaid Commiſſioners, by and with the Conſent in Writing of the ſaid Truſtees, or the major Part of them for the Time being, in reſpect of the ſaid Rectory, and by and with the Conſent of the Biſhop of the Dioceſe, and the Vicar of the ſaid Pariſh, in reſpect of the ſaid Vicarage, to put up to Sale by public Auction, and to ſell, convey and aſſure ſo much and ſuch Part and Parts of the Lands and Grounds to be reſpectively allotted to them by virtue of this Act, as in the Judgment of the ſaid Commiſſioners ſhall be ſufficient for the Purpoſes aforeſaid, and the Monies ariſing from ſuch Sale ſhall be applied under the Direction of the ſaid Commiſſioners for ſuch Purpoſes; and after Payment of the full Conſideration Money the Purchaſer or Purchaſers ſhall thereupon reſpectively have and take to himſelf, herſelf, or themſelves, and his, her, or their reſpective Heirs and Aſſigns, an abſolute Eſtate of Inheritance in Fee Simple of and in the Lands which

which ſhall be compriſed in ſuch his, her, or their reſpective Purchaſe or Purchaſes, and for which ſuch Conſideration Money ſhall be ſo paid, and the Allotment or Allotments, or Part or Parts thereof to be ſo ſold as aforeſaid, ſhall be conveyed and aſſured unto the Purchaſer or reſpective Purchaſers by the ſaid Commiſſioners; and every ſuch Conveyance ſhall be valid and effectual in the Law to veſt the Land to be conveyed in ſuch Purchaſer or reſpective Purchaſers thereof, his, her, or their Heirs and Aſſigns.

Commiſſioners may direct the Courſe of Huſbandry.

XLII. And be it further enacted, That until ſuch Diviſion and Allotment as are hereby directed ſhall have been made of the Lands and Grounds to be divided and allotted, all ſuch Lands and Grounds ſhall be ſtocked with ſuch Cattle, and at ſuch Times, and in ſuch Manner only, and the Tillage Lands ſhall be ſown by the reſpective Occupiers thereof with ſuch Sorts of Corn and Grain, and with ſuch Kinds, Quantities, and Qualities of Graſs, Turnips or other Seeds, and ſhall be kept, ordered and continued in ſuch Courſe of Huſbandry and Tillage, as the ſaid Commiſſioners ſhall by Writing under their Hands in that Behalf direct, any Uſage or Cuſtom to the contrary notwithſtanding; and that no Meadow, Paſture, or freſh Ground, Part of the Lands and Grounds hereby directed to be divided and allotted, and not in Tillage at the paſſing of this Act, ſhall, without the Conſent in Writing of the ſaid Commiſſioners, be before the Allotment thereof ploughed, broken up, or converted into Tillage; and every Occupier of any ſuch Land or Ground who ſhall refuſe or neglect to comply with any ſuch Direction of the ſaid Commiſſioners, or who ſhall plough, break up, or convert into Tillage any ſuch Meadow, Paſture or freſh Ground, without the Conſent in Writing of the ſaid Commiſſioners, ſhall forfeit and pay a Sum not exceeding Ten Pounds for every Acre of ſuch Tillage Land with reſpect to which ſuch Refuſal or Neglect ſhall happen, and for every Acre of ſuch Meadow, Paſture or freſh Ground, which ſhall be ploughed, broken up, or converted into Tillage, and ſo in Proportion in each Caſe for a greater or leſs Quantity than an Acre, to be levied and recovered in the Manner hereby directed for the Recovery of the Charges and Expences of paſſing this Act, and carrying the ſame into Execution, and to be applied in like Manner.

Satisfaction to be made for Tillage, &c.

XLIII. And be it further enacted, That the Proprietors whoſe Allotments on the ſaid Diviſion ſhall have been tilled, ploughed, ſown, folded or manured by any former Proprietors or Occupier thereof, ſhall pay to the Perſon or Perſons reſpectively who ſhall have tilled, ploughed, ſown, folded, or manured the ſame, or any Part thereof, his, her, or their Executors or Adminiſtrators, ſuch Sum and Sums, and at ſuch Time and Times as the ſaid Commiſſioners ſhall think reaſonable, and ſhall by Writing under their Hands aſcertain and direct; and if by the Miſmanagement of any former Occupier, or by reaſon of the preceding Courſe of Huſbandry or Treatment of the Land, or by any other Means, it ſhall happen that the Allotment or Allotments to any Proprietor ſhall not contain a due and reaſonable Proportion of Land in a proper State for Wheat, or other Tilth Crop, or if any ſuch Allotment ſhall in the Judgment of the ſaid Commiſſioners be from any Cauſe in a worſe Condition to be occupied than the Average of the Land allotted by virtue of this Act, then the Perſon or Perſons to whom any ſuch Allotment or Allotments ſhall be made ſhall receive ſuch Compenſation and Satisfaction from any other of the Proprietors, or from any of the former Occupiers, as the ſaid Commiſſioners ſhall determine

mine and adjudge to be juſt and equitable; and in caſe any of the Sums which ſhall by the ſaid Commiſſioners be directed to be paid as aforeſaid ſhall not be paid to the Perſon or Perſons to whom the ſaid Commiſſioners ſhall direct the ſame to be paid, and at the Time or Times to be by the ſaid Commiſſioners appointed for Payment thereof, it ſhall be lawful for them and they are hereby required to levy the ſame in like Manner as the Expences of paſſing this Act and carrying the ſame into Execution are directed to be raiſed and levied.

Money advanced to be repaid with Intereſt.

XLIV. And be it further enacted, That the Money which ſhall be advanced by any Perſon or Perſons for the Purpoſe of defraying the Expence of applying for and obtaining this Act, or which after the paſſing this Act ſhall be advanced or lent to the ſaid Commiſſioners for carrying the ſame into Execution, ſhall be paid, with lawful Intereſt, to the Perſon or Perſons who ſhall have advanced the ſame, his, her, or their Executors or Adminiſtrators, out of the firſt Money to be raiſed for defraying the Expences of obtaining and executing this Act.

Allowance to Commiſſioners.

XLV. And be it further enacted, That the Commiſſioners acting in the Execution of the Truſts and Powers hereby veſted in them, ſhall each be allowed and paid, in Satisfaction for his Trouble and Expences, the Sum of Three Guineas for every Day on which he ſhall be employed in travelling to, attending in, or returning from ſo acting; and that the Clerk or Clerks to be employed by the ſaid Commiſſioners ſhall be allowed and paid for his or their Trouble and Expences, ſuch Sum not exceeding Three Guineas, for every Day he or they ſhall be ſo employed as aforeſaid, as the ſaid Commiſſioners ſhall think proper and direct; and that at all Meetings to be held in purſuance of this Act, the ſaid Commiſſioners and their Clerk, and all Perſons attending ſuch Meetings, ſhall pay their own Expences; and no Commiſſioner or Clerk ſhall be paid for more than One Day in travelling to, and One Day in returning from, any Meeting of the Commiſſioners beyond the Days of the Commencement and Continuance of the Meeting.

Expences of Act.

XLVI. And be it further enacted, That the Coſts and Charges of, incident to, and attending the obtaining and paſſing of this Act, of ſurveying, admeaſuring, planning, dividing, and allotting the Common and Open Fields, Common Paſtures, and other Commonable and Waſte Lands hereby directed to be divided and allotted, and making the public Roads to be ſet out, and of preparing and enrolling the Award of the ſaid Commiſſioners, and all the Charges of the ſaid Commiſſioners, and of the ſeveral Perſons to be employed by them, either before or after the Execution of the ſaid Award, ſhall be borne and defrayed by the Proprietors and Owners of or Perſons having Rights or Intereſts in the Lands and Grounds hereby directed or authorized to be divided and allotted, and to be exonerated from Tithes as aforeſaid (other than and except the ſaid Truſtees, in reſpect of their Rectorial Allotments, and their Leſſee, and the Vicar of the ſaid Pariſh), in ſuch Proportions, and ſhall be paid to ſuch Perſon and Perſons, and at ſuch Time or Times, either before or after the Execution of the ſaid Award, as ſhall be ſettled, adjuſted, determined, and directed by the ſaid Commiſſioners by any Writing under their Hands, and the ſame ſhall and may be levied and recovered by the Means and in the Manner provided by the ſaid Act of the Forty-firſt Year of the preſent Reign.

XLVII. And

Payment of Expences of Sales or Exchanges.

XLVII. And be it further enacted, That all Coſts, Charges, and Expences attending any Sales, Exchanges or Partitions to be made by virtue of this Act or the ſaid recited Act, ſhall be paid, borne, and defrayed by the ſeveral Perſons whoſe Eſtates ſhall be ſold, exchanged, and parted, in ſuch Manner and Proportions as the ſaid Commiſſioners ſhall by any Writing under their Hands order and direct, and ſhall be recovered in the ſame Manner as is herein-before directed reſpecting the Recovery of the Charges and Expences of executing this Act.

Commiſſioners may raiſe Arrears of Rates.

XLVIII. Provided, and be it further enacted and declared, That if at the Time of the Execution of the Award of the ſaid Commiſſioners there ſhall remain due from any Perſon or Perſons, Bodies Politic or Corporate, any Sum or Sums of Money which ſhall have been adjudged or ordered to be paid by virtue of this Act, it ſhall be lawful for the ſaid Commiſſioners and they are hereby authorized and required to levy and raiſe the ſame in like Manner as they might and could have done before the Execution of their Award.

Commiſſioners to lay Accounts before Juſtice.

XLIX. And be it further enacted, That once at leaſt in every Year during the Execution of this Act (ſuch Year to be computed from the Day of the paſſing thereof) the ſaid Commiſſioners ſhall make and they are hereby required to make a true and juſt Statement or Account of all Sums of Money by them received and expended, or due to them for their own Trouble and Expences in the Execution of this Act; and ſuch Statement or Account, when ſo made, together with the Vouchers relating thereto, ſhall be by them laid before One of His Majeſty's Juſtices of the Peace for the ſaid County of *Bedford* (not intereſted in the ſaid Incloſure) to be by him examined and balanced, and ſuch Balance ſhall be by ſuch Juſtice ſtated in the Book of Accounts to be kept in the Office of the Clerk to the ſaid Commiſſioners, and no Charge or Item in ſuch Accounts ſhall be binding on the Parties concerned, or valid in Law, unleſs the ſame ſhall have been duly allowed by ſuch Juſtice.

Award where to be depoſited.

L. And be it further enacted, That the Award to be made by the ſaid Commiſſioners ſhall be ſigned and completed by the ſaid Commiſſioners within the Space of Three Years from the paſſing of this Act, and when enrolled in the Manner directed by the ſaid recited Act ſhall, together with ſuch Surveys and Plan as may be annexed thereto, after the ſame ſhall have been enrolled purſuant to the Directions of the ſaid recited Act, be depoſited in the Pariſh Church of *Potton* aforeſaid, among the Records and Writings of the ſaid Pariſh, in a Box, to remain in the ſaid Pariſh Church, under the Care of the Miniſter and Churchwardens for the Time being of the ſaid Pariſh, to the end that recourſe may be had to the ſame by all Perſons intereſted.

Power of Appeal to the Quarter Seſſions.

LI. And be it further enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by any thing done by the ſaid Commiſſioners in purſuance of the ſaid recited Act or of this Act (other than and except ſuch Determinations of the Commiſſioners as are by the ſaid recited Act or this Act declared to be final, binding, or concluſive, and except in thoſe Caſes where an Iſſue at Law may be tried as herein is mentioned), then and in every ſuch Caſe he, ſhe, or they may appeal to the General Quarter Seſſions of the Peace to be holden for the ſaid County of

Bedford next after Thirty Days from the Time when the Cauſe of Complaint ſhall have ariſen, giving to the ſaid Commiſſioners, or any One of them, and to the Party or Parties concerned, Notice in Writing of ſuch Appeal, and of the Matter thereof, within Twenty-eight Days after the Cauſe of Complaint ſhall have ariſen, and Fourteen Days at the leaſt before ſuch General Quarter Seſſions; and the Juſtices (not intereſted in the Premiſes) in ſuch Seſſions aſſembled are hereby required to hear and determine the Matter of every ſuch Appeal, and to make ſuch Order therein, and to award ſuch Coſts and Damages, as to them in their Diſcretion ſhall ſeem reaſonable, and by their Order or Warrant to levy the Coſts and Damages which ſhall be ſo awarded, by Diſtreſs and Sale of the Goods and Chattels of the Party or Parties made liable to pay the ſame, rendering the Overplus (if any) to the Owner or Owners of ſuch Goods and Chattels after deducting the reaſonable Charges of ſuch Warrant, Diſtreſs and Sale; and every Order and Determination of the ſaid Juſtices upon every ſuch Appeal ſhall be final and concluſive to all Parties concerned, and ſhall not be removed or removeable by Certiorari or any other Writ or Proceſs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter* or elſewhere; but in caſe ſuch Appeal ſhall appear to the ſaid Juſtices to be frivolous, vexatious, and without Foundation, then and in ſuch Caſe the ſaid Juſtices ſhall award ſuch Coſts to be paid by the Appellant or Appellants as to them in their Diſcretion ſhall ſeem reaſonable, and ſuch Coſts ſhall be levied in Manner aforeſaid.

General Saving.

LII. Saving always to the King's moſt Excellent Majeſty, His Heirs and Succeſſors, and to all and every other Perſon and Perſons, Bodies Politic and Corporate, and his, her, and their Heirs, Succeſſors, Executors, and Adminiſtrators, and all Perſons claiming under or in Remainder after them, all ſuch Right, Title, or Intereſt (other than and except ſuch as is and are hereby meant and intended to be compenſated, barred, deſtroyed or extinguiſhed) as they or any of them could or ought to have had and enjoyed, of, in, to, or out of the ſaid Lands and Grounds hereby directed to be divided and allotted in caſe this Act had not been made.

Evidence Clauſe.

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

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's moſt Excellent Majeſty. 1814.