CHAPTER clviii.

An Act to provide further means for protecting and draining the Fourth District of the Witham Drainage and other lands in the county of Lincoln by improving Steeping River and for other purposes relating to the Witham Drainage. [6th August 1885.] A.D. 1885.

WHEREAS by the Act of the second year of the reign of King George the Third "for draining and preserving certain low "lands called the Fens lying on both sides of the River Witham in "the county of Lincoln and for restoring and maintaining the "navigation of the said river from the High Bridge in the city of "Lincoln through the borough of Boston to the sea" (hereafter in this Act referred to as "the Act of 1762") the low lands and grounds in that Act comprised were divided into six districts called the First Second Third Fourth Fifth and Sixth Districts and General Commissioners for the purposes of drainage (hereinafter in this Act referred to as "the General Commissioners") were constituted and were empowered to tax and charge all the low lands and grounds within the several districts with such equal yearly rates and taxes as to them should seem requisite for the purposes of drainage not exceeding the respective rates per acre therein specified with respect to the several districts and to borrow money on such rates and taxes either by way of annuity or on mortgage: Witham Act 2 Geo. III. c. xxxii. (1762).

And whereas under the Act of 1762 the General Commissioners taxed and charged the lands and grounds within the said Fourth District with an annual rate or tax of one shilling for every acre of private property eightpence an acre for every acre of half-year's land and fourpence an acre for every acre of common land and borrowed on mortgage for the execution of works of drainage within all the said six districts of the Witham Drainage the sum of fifty-three thousand six hundred and fifty pounds and applied the same (after defraying the expenses of obtaining the said Act) in part execution of the purposes of the said Act:

A.D. 1885.

Wildmore West and East Fens Drainage Act 41 Geo. III. c. cxxxv. (1801).

And whereas by an Act of the forty-first year of the reign of King George the Third "for the better and more effectually draining "certain tracts of land called Wildmore Fen and the West and East "Fens in the county of Lincoln and also the low lands and grounds "in the several parishes townships and places having right of "common on the said Fens and other low lands and grounds lying "contiguous or adjoining thereto" (hereafter in this Act referred to as "the Act of 1801") Special Commissioners were constituted and empowered to execute certain works of drainage for the benefit of the Fourth District:

And whereas by the Act of 1801 the General Commissioners were authorised to tax and charge the lands within the said Wildmore and West Fens then forming part of the said Fourth District with a further equal yearly rate or tax not exceeding one shilling an acre over and above the rate or tax of the like amount then already charged upon the same lands under the Act of 1762 and the said General Commissioners were also authorised to tax and charge the lands within the said East Fen and the low lands and grounds lying contiguous or adjoining thereto then incorporated into and made part of the Fourth District with an equal yearly rate or tax not exceeding one shilling an acre for the purposes of general drainage within the said Fourth District and the same taxes were to be by the said General Commissioners applied and disposed of in the execution of general works of drainage within the said Fourth District:

43 Geo. III. c. cxviii. amending the Drainage Act of 41 Geo. III. (1803).

And whereas by an Act of the forty-third year of the reign of King George the Third for amending the Act of 1801 the Special Commissioners acting under the Act of 1801 were empowered (among other works of drainage) to make or cause to be made a new cut or drain to communicate at Freiston Common with the main drain called Hobhole Drain and at Luke's Corner with Newdike Drain and also to scour and cleanse widen deepen and enlarge Newdike Drain from Luke's Corner to or near Cowbridge for the purpose of conveying the downfall and soakage waters of the said West and Wildmore Fens from the junction of two cuts or drains (then made or intended to be made in the West Fen and on the south side of Frith Bank Inclosures by virtue of the Act of 1801) at or near Cowbridge by the said Newdike Drain and new cut respectively into the said Hobhole Drain when and so often as Maud Foster's Drain should be incapable of discharging the same by being over-ridden by the flood waters of the River Witham and the same works were to be executed under the direction and control and when completed were vested in and placed under the power jurisdiction and sole control of the General Commissioners:

And whereas several Acts of Parliament have been since passed for improving the Witham Drainage and by one of those Acts 58 George III. chapter sixty (hereafter in this Act called "the Act of 1818") the low lands and grounds in the several parishes of Great Steeping Thorpe Irby Firsby Bratoft Croft and Wainfleet All Saints all in the said county of Lincoln (and which low lands and grounds are now known as and are in this Act called "the Five Thousand Acre District") were incorporated with and made part of the said Fourth District:

Several further Acts for improving the Witham Drainage.

58 Geo. III. c. lx. Steeping Act 1818 Five Thousand Acre District added.

And whereas by another of those Acts (the Witham Drainage Act 1865) the lands in the First Third and Fifth Districts were charged with an additional acre tax and (sections fifty and fifty-one and fifty-two) provision was made for facilitating the collection and recovery within all the said six districts of the Witham Drainage of the several acre taxes imposed on lands by the Witham General Drainage Acts and by that Act:

28 Vict. c. cxxiv. Witham Drainage Act 1865. Provisions as to collection and recovery of taxes.

And whereas by the Witham Drainage (Fourth District) Act 1867 (in this Act called "the Act of 1867") the General Commissioners were authorised and empowered to widen Hobhole Drain and to make and erect steam engines for drainage on or near Hobhole Drain for the better drainage of the said Fourth District and were authorised to tax and charge the lands within the said Wildmore West and East Fens and other lands then constituting the said Fourth District (except only the Five Thousand Acre District) with a further equal yearly rate or tax over and above the rates and taxes raised and to be raised thereon under the Act of 1762 and the Act of 1801 not exceeding sixpence per statute acre for the purposes of the same Act and for the purposes of general drainage within the Fourth District (except the Five Thousand Acre District) And by section twenty-one of the same Act (amongst other things) it was enacted and provided that the said Hobhole Drain when widened and the said steam engines when erected and works when constructed and the working thereof should from and after the completion of the same be and remain under the care and management of four General Commissioners (in the said Act called four East Fen General Commissioners) as committee-men and that they for that purpose should have the control and direction of the servants and officers of the General Commissioners:

30 & 31 Vict. c. cxxxviii. Witham Drainage (Fourth District) Act 1867. Power to widen Hobhole Drain and to erect steam engines and other works of drainage. Section 21. Provision for placing steam engines under the care of four East Fen General Commissioners.

And whereas by the River Witham Outfall Improvement Act 1880 a new cut and other works for improving the Outfall of the River Witham were authorised and a joint Board was constituted for effecting such works:

43 & 44 Vict. c. cliii. The River Witham Outfall Improvement Act 1880.

A.D. 1885.

44 & 45 Vict. c. xc.

The Witham Drainage Act 1881. Provisions as to collection and recovery of taxes.

And whereas by the Witham Drainage Act 1881 the lands in the First Third and Fifth Districts were further charged with additional acre taxes (over and above all taxes at the passing of that Act charged thereon by or under the Witham General Drainage Acts or the Witham Outfall Improvement Act 1880) and (sections twenty-five twenty-six and thirty-three) provision was made for facilitating the collection and recovery within all the said six districts of the Witham Drainage of the several acre taxes imposed on lands by the Witham General Drainage Acts and by that Act:

Lands for the purposes of this Bill within the parishes of Great Steeping Irby Firsby Bratoft Croft Wainfleet All Saints Wainfleet St. Mary's Stickford and Sibsey to be added to the Fourth district.

And whereas the lands comprised in the said Fourth District have been greatly improved by the works which have been executed under and by virtue of the said several Acts but other works are necessary to be done for the better protection and draining of the said lands and it is desirable that the powers and authorities of the General Commissioners to be from time to time appointed for draining the said lands comprised in the said Fourth District should be extended to the drainage of certain other low lands and grounds lying contiguous or near to the said Fourth District and Steeping River and situate within the several parishes or places of Great Steeping Irby Firsby Bratoft Croft Wainfleet All Saints Wainfleet St. Mary's Stickford and Sibsey all in the said county of Lincoln and that such low lands and grounds should be for the purposes of this Act incorporated with and made part of the said Fourth District and that the owners and proprietors thereof should be allowed to take the benefit of the works of drainage authorised by the said Acts and particularly that the General Commissioners shall be empowered to improve the stream called Steeping River under and below and to the seaward of Salem Bridge and to execute other works for better draining and preserving the low lands in the parishes and places aforesaid and for protecting the lands lying in the East Fen and the low lands and grounds lying contiguous or adjoining thereto and to Steeping River from floods in wet seasons occasioned by the overflowing of the said stream called Steeping River or otherwise and it is expedient to provide additional funds for the purposes aforesaid:

And whereas it is expedient that the Witham General Drainage Acts be in various particulars extended and amended:

And whereas plans and sections showing the lines and levels of the proposed works the plans also showing the lands proposed to be taken for the purposes of this Act with a book of reference thereto containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were

deposited with the clerk of the peace for the parts of Lindsey in the said county of Lincoln on or about the thirteenth day of March one thousand eight hundred and eighty-five which respective plans sections and book of reference are in this Act referred to as the deposited plans sections and book of reference:

And whereas the objects of this Act 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):—

Short title.

1. This Act may be cited as the Witham Drainage (Steeping River) Act 1885.

Incorporation of general Acts.

2. The Lands Clauses Consolidation Acts 1845 1860 and 1869 as amended by the Lands Clauses (Umpire) Act 1883 are hereby incorporated with this Act.

Interpretation of terms.

3. In this Act and in any Act herewith incorporated the term "Quarter Sessions" means the Court of General or Quarter Sessions of the Peace for the parts of Lindsey or for the parts of Kesteven or for the parts of Holland in the county of Lincoln as the case may be.

In this Act and in any Act herewith incorporated the term "superior courts" or "court of competent jurisdiction" or any other like term shall be read and have effect as if the debt or demand with respect to which that term is used were a simple contract debt and not a debt or demand created by statute.

In this Act the term "Witham General Drainage Acts" means and includes the several Acts relating to the Witham Drainage and the River Witham recited or referred to in the preamble to this Act and every or any Act amending any of those Acts.

In this Act the term "District Commissioners" means the several bodies of District Commissioners for drainage purposes acting under the Witham General Drainage Acts.

In this Act the term "the river" means the Steeping River sometimes know as Wainfleet Haven.

In this Act the term "person" includes a corporation.

The several terms to which meanings are assigned by the Acts herewith incorporated have in this Act the same respective meanings unless the subject or context is repugnant to or inconsistent with such construction or other meanings are assigned to them by this Act.

A.D. 1885.

Power to execute principal works for further protecting the East Fen and low lands contiguous or adjoining thereto and to Steeping River from the floods of Steeping River and for the improved drainage of other lands.

4. Subject to the provisions of this Act and for the better protection of the East Fen and of the low lands and grounds adjoining or contiguous thereto and to Steeping River and of the low lands and grounds in the Five Thousand Acre District from the upland waters and for the better and improved drainage of other lands and grounds situate in the several parishes and places of Great Steeping Irby Firsby Bratoft Croft Wainfleet All Saints Wainfleet St. Mary's Stickford and Sibsey all in the said county of Lincoln the General Commissioners shall and they are hereby authorised and empowered in the lines and according to the levels shown on the deposited plans and sections (so far as such lines and levels are shown thereon) to execute the following principal works (that is to say) :—

(A) The straightening deepening widening and improving of the channel of the river between the east side of Salem Bridge at Wainfleet and a point in the river about seventy-eight chains (measuring along the river) below or to the eastward of the junction of the River Limb with the river and about fifty-three chains measured in a straight line in an easterly direction from Croft Bank Station on the Wainfleet and Skegness Railway;

(B) A new cut or channel (No 1) commencing at or near the termination of the work (A) by this Act authorised and terminating at a point in the river about thirty-five chains (measuring along the river) in a westerly direction from the Wainfleet Sea Clough;

(C) The straightening deepening widening and improving of the river between the termination of the work (B) by this Act authorised and a point in the river about four chains (measuring along the river) west of Wainfleet Sea Clough;

(D) A new cut or channel (No. 2) commencing at or near the termination of the work (C) by this Act authorised and terminating in the river at a point about seven chains (measuring along the river) below or to the eastward of Wainfleet Sea Clough;

(E) The construction of a new sea sluice in the new cut or channel (No. 2) by this Act authorised and immediately to the south of Wainfleet Sea Clough;

(F) The straightening and improving of the river between the new sluice or clough lastly above described and by this Act authorised and a point in the river about five chains southward from the junction of Wainfleet Marsh Sluice Outfall with the river;

(G) The removal of the Wainfleet Staunch;

Together with all necessary and convenient embankments banks walls bridges arches culverts tunnels drains dykes cuts outfalls sluices staunches roads approaches fences and other works. A.D. 1885.

Power to deviate.

5. In the execution of the principal works by this Act authorised the General Commissioners may make lateral deviations from the lines thereof to any extent within the limits of lateral deviation shown on the deposited plans and vertical deviations from the levels thereof shown on the deposited sections to any extent not exceeding five feet upwards and five feet downwards Provided that no such lateral deviation shall be made even within the limits of lateral deviation shown on the deposited plans in such manner as to diminish the navigable space of the river without the previous consent of the Board of Trade or otherwise than in such manner as shall be expressly authorised by that Board.

Period for completion of works.

6. If the principal works authorised by this Act are not completed within five years after the passing of this Act then on the expiration of that period the powers by this Act granted to the General Commissioners for making the same shall cease.

Power to execute subsidiary works.

7. Subject to the provisions of this Act the General Commissioners are hereby authorised to execute the following subsidiary works (that is to say) :—

(1) To connect the embankments banks drains dykes tunnels outfalls bridges roads fences works and approaches to be constructed under the powers of this Act with any existing public or private embankments banks drains dykes tunnels outfalls bridges roads fences works and approaches :

(2) To deepen widen alter remove and reconstruct all drains dykes outfalls embankments banks bridges (except Salem Bridge) sluices staunches tunnels (except tunnels for watering cattle in dry seasons) and other works and conveniences between Salem Bridge and the termination of the principal works by this Act authorised seaward of Queen's Clough or Wainfleet Sea Clough :

(3) To alter the level of and to stop up alter or divert or otherwise interfere with either temporarily or permanently all public or private carriage roads or other roads or ways bridges haling paths drains dykes sewers ditches culverts tunnels outfalls sluices (except the existing Burgh Sluice and any sluice erected or to be erected in aid thereof) staunches banks embankments forelands foreshores and other works rivers streams and watercourses so far as it may be necessary to do so for the purposes of executing the principal works by this

A.D. 1885.

Act authorised and to deposit soil earth and other things on the same respectively and the banks slopes and sides thereof:

(4) To divert into the intended works and improved and altered cuts and channels the waters of Steeping River Steeping Beck River Limb Burgh Sluice or sluices and Wainfleet Marsh Sluice and of the streams becks drains runs and creeks running or draining into the same:

Provided always that no cut or drain shall be made executed or altered under the powers of this section which when made executed or altered shall be more than eleven feet wide at the bottom.

Lights on works.

8. The General Commissioners shall on or near the works below high water mark hereby authorised during the whole time of the construction thereof exhibit and keep burning at their own expense every night from sunset to sunrise such lights (if any) as the Board of Trade from time to time requires or approves.

If the General Commissioners fail to comply in any respect with the provisions of the present section they shall for each night in which they so fail be liable to a penalty not exceeding twenty pounds.

Survey of works by Board of Trade.

9. If at any time the Board of Trade deems it expedient for the purposes of this Act to order a survey and examination of a work constructed by the General Commissioners on in over through or across tidal lands or tidal water or of the intended site of any such work the General Commissioners shall defray the expense of the survey and examination and the amount thereof shall be a debt due from the General Commissioners to the Crown and be recoverable accordingly with costs or the same may be recovered with costs as a penalty is recoverable from the General Commissioners.

Abatement of work abandoned or decayed.

10. If a work constructed by the General Commissioners under the powers of this Act on in over through or across tidal lands or tidal water is abandoned or suffered to fall into decay the Board of Trade may abate and remove the work or any part of it and restore the site thereof to its former condition at the expense of the General Commissioners and the amount of such expense shall be a debt due from the General Commissioners to the Crown and be recoverable accordingly with costs or the same may be recovered with costs as a penalty is recoverable from the General Commissioners.

Commissioners may contract for works.

11. The General Commissioners may from time to time contract with any person for the execution of the principal or subsidiary works by this Act authorised.

Any contract so entered into shall be in writing and shall be signed by at least five of the Commissioners and by the other contracting party and shall specify the works to be done and the price to be paid for the same and the time within which the works are to be executed The Commissioners may take such bond or other security from every contractor for the due performance of his contract as they think sufficient and may from time to time (if occasion so requires) compound with any contractor for any penalty in or liability under any such contract bond or security for a pecuniary or other recompense or may otherwise proceed in relation thereto as they think fit.

Commissioners to maintain works and cleanse and maintain channel.

12. The General Commissioners shall from time to time maintain the principal and subsidiary works by this Act authorised and shall be bound from time to time to cleanse and maintain the channel of the river or stream called Steeping River in its improved or altered state under the provisions of this Act between the Tideway or Wainfleet Haven and Salem Bridge and under and through the said bridge and may from time to time enter on any lands within the parishes or places within which the principal works or any part thereof are or is by this Act authorised to be executed and may from time to time make and maintain in under through or over those lands any culverts ditches drains outfalls bridges sluices staunches walls banks arches or other works and may from time to time for those purposes occupy those lands either temporarily or permanently Provided that the General Commissioners shall not except by agreement with the owners lessees and occupiers thereof enter upon or occupy any lands as aforesaid which are not shown on the deposited plans and described in the deposited book of reference and shall make full compensation to all persons injuriously affected by or in consequence of any such entry or occupation.

General Commissioners to maintain certain river works between Salem Bridge and the sea.

13. From and after the commencement of any of the principal works by this Act authorised the General Commissioners shall be bound to maintain the banks and works of or connected with the river from the east side of Salem Bridge at Wainfleet to the sea other than Wainfleet Sea Clough.

Power to take lands and period for compulsory purchase.

14. The General Commissioners may from time to time enter on take and use such of the lands delineated on the deposited plans and described in the deposited book of reference as they require for the purposes of the principal or subsidiary works by this Act authorised but their powers of compulsory purchase of lands under

A.D. 1885.

this Act shall not be exercised after the expiration of five years from the passing of this Act.

Correction of errors in deposited plans &c.

15. If any omission misstatement or erroneous description is found to have been made of any lands or of any owners lessees or occupiers of any lands described or intended to be described in the deposited plans or book of reference the General Commissioners may apply to any two justices of the peace for the parts of Lindsey aforesaid for the correction thereof after giving ten days' notice to the owners lessees and occupiers of the lands affected by the proposed correction and if it appears to such justices that the omission misstatement or erroneous description arose from mistake they shall certify the same accordingly stating the particulars of the omission misstatement or erroneous description and such certificate shall be deposited with the clerk of the peace for the parts aforesaid and shall be kept by him with the other documents to which it relates and subject and according to the same enactments and provisions as apply to those other documents and thereupon the deposited plans or book of reference (as the case requires) shall be deemed to be corrected according to the certificate and the General Commissioners may enter on take hold and use those lands accordingly.

Power to acquire lands by agreement.

16. In addition to the lands which the General Commissioners are by this Act authorised to acquire compulsorily they may for the purposes of this Act from time to time purchase by agreement and hold any lands not exceeding ten acres.

Power to take easements &c. by agreement.

17. Persons empowered by the Lands Clauses Consolidation Act 1845 to sell and convey or to release lands may if they think fit subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act 1860 and of this Act grant to the General Commissioners any easement (not being an easement of water) right or privilege required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts and of this Act with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Acre tax not exceeding sixpence per acre.

18. The lands situate within that part of the Fourth District of the Witham Drainage forming portion of the East Fen and of the low lands and grounds adjoining or contiguous thereto lying and being in the several parishes townships or places of Sibsey Leake Wrangle Wrangle Low Grounds Wrangle Common Friskney Friskney Low Grounds Wainfleet St. Mary East Keal Toynton All Saints Spilsby Boston Butterwick Midville Benington Leverton Wydale West Keal Stickney Stickford Toynton St. Peter's Halton

Holegate Little Steeping Eastville Hagnaby Wainfleet All Saints Thorpe and Thorpe Dales some or one of them and also the low lands and grounds in the several parishes of Great Steeping Thorpe Irby Firsby Bratoft Croft and Wainfleet All Saints aforesaid incorporated with and made part of the Fourth District under the Act of 1818 (which lands are shown and coloured yellow on duplicate maps or plans authenticated by the signature of the Right Honourable John Thomas Earl of Redesdale the Chairman of Committees of the House of Lords one of which plans is deposited in the office of the Clerk of the Parliaments and the other of which plans is deposited in the Witham office in the borough of Boston) are hereby charged for a period of thirty-five years commencing on the sixth day of April one thousand eight hundred and eighty-five with an additional uniform acre tax (over and above all taxes charged thereon respectively by or under the Witham Drainage Acts) of such amount not exceeding sixpence per statute acre in any one year as the General Commissioners may from time to time determine Subject to the express provisions of this Act the said additional acre tax shall be payable on the sixth day of April in each year prospectively for the year then next ensuing and shall be collected levied and recovered by the said Commissioners their collectors agents and officers respectively from the like persons and by the like ways and means as the taxes at the passing of this Act imposed on the same lands respectively by or under the Witham General Drainage Acts may be collected levied and recovered.

Certain lands in parishes of Great Steeping Irby Firsby Bratoft Croft Wainfleet All Saints Wainfleet St. Mary's Stickford and Sibsey added to Fourth District for purposes of taxation.

19. The lands situate in the several parishes or places of Great Steeping Irby Firsby Bratoft Croft Wainfleet All Saints Wainfleet St. Mary's Stickford and Sibsey in the parts of Lindsey in the county of Lincoln not situate within the limits of the Fourth District of the Witham Drainage (which lands are shown and coloured red on duplicate maps or plans authenticated by the signature of the Right Honourable John Thomas Earl of Redesdale the Chairman of Committees of the House of Lords one of which plans is deposited in the office of the Clerk of the Parliaments and the other of which plans is deposited in the Witham office in the borough of Boston) are hereby declared to form part of the Fourth District for the purposes but only for the purposes of this Act and (subject to the special provisions hereinafter contained for the protection of the estates of Thomas Tyrwhitt Drake and Barton William Powlett) to be liable as the other lands forming portion of the said Fourth District under and by virtue of this Act are liable to the additional tax leviable by the General Commissioners under this Act and the provisions of this Act and of the Witham General

A.D. 1885.

Drainage Acts shall apply to the assessing levying and recovering of the said additional tax accordingly.

For protection of the estate of Barton William Powlett.

20. For the protection of the estate belonging or reputed to belong to Barton William Powlett (who and whose heirs and assigns or successors in title is and are included in the expression "Barton William Powlett" whenever employed or referred to in this Act) the following provisions shall have effect (that is to say):

(1) There shall be excluded from the taxable area referred to in the section of this Act of which the marginal note is "Certain "lands in parishes of Great Steeping Irby Firsby Bratoft Croft "Wainfleet All Saints Wainfleet St. Mary Stickford and Sibsey "added to Fourth District for purposes of taxation" all lands belonging to Barton William Powlett situate in the several parishes of Wainfleet All Saints Croft and Wainfleet St. Mary except five hundred acres of which one hundred and sixty acres three rods and thirteen perches are situated on the north side of Steeping River and three hundred and thirty-nine acres and twenty-seven perches on the south side of the said river and the tax upon five hundred acres shall not exceed the sum of sixpence per acre in any one year during the period of thirty-five years from the sixth day of April one thousand eight hundred and eighty-five The lands subject to taxation are described in the Schedules A and B to this Act annexed;

(2) The General Commissioners shall remove the work known as Wainfleet or Mason's Staunch from its present position on the Steeping River and shall erect another staunch with a carriage road over the same in all respects to the satisfaction of Barton William Powlett and Thomas Tyrwhitt Drake further down the said river at such point as Barton William Powlett and the said Thomas Tyrwhitt Drake shall prescribe between the letters A and B marked on the duplicate maps or plans signed by the Right Honourable John Thomas Earl of Redesdale the Chairman of Committees of the House of Lords one of which said maps or plans has been deposited in the office of the Clerk of the Parliaments and the other of which maps or plans has been deposited in the Witham office in the borough of Boston;

(3) The General Commissioners shall purchase from Barton William Powlett in addition to the land required for the New Cut No. 1 by this Act authorised the plot or parcel of land marked No. 35 on the deposited plans in the said parish of Wainfleet St. Mary situate to the north of the said new cut No. 1 for the purpose of exchanging the same for the plot or

parcel of land marked No. 11 in the said parish of Croft belonging or reputed to belong to Thomas Tyrwhitt Drake lying to the south of the said new cut No. 1 and such sum as may be required for equality of exchange to render the lands so to be exchanged equal in value shall be paid to or received by the said Thomas Tyrwhitt Drake and Barton William Powlett the one to the other of them as the case may be and the land to be exchanged as aforesaid shall be conveyed by the General Commissioners to Barton William Powlett free of expense to him;

(4) The General Commissioners shall not in the execution of any of the works authorised by this Act interfere prejudicially with any roads bridges drains outfalls of drains or water supply on the estate of Barton William Powlett and if it be necessary in the execution of any of such works to interfere in any manner with such roads bridges drains outfalls or water supply or any or either of them the same shall immediately thereafter be restored to their original condition to the entire satisfaction in all things of Barton William Powlett;

(5) The General Commissioners shall undertake the duty and cost of keeping the bed of the said Steeping River free from mud weeds and obstructions of any kind and shall heighten repair and keep in good repair the banks thereof so that no charge for any such purposes fall upon Barton William Powlett and so that no damage to the estate of Barton William Powlett from floods shall result from the said banks not being attended to as aforesaid or from the bursting of the said banks from pressure of water.

Provisions for the protection of the estate of Thomas Tyrwhitt Drake.

21. For the protection of the estate of Thomas Tyrwhitt Drake (who and whose heirs and assigns or successors in title is and are included in the expression "Thomas Tyrwhitt Drake" in the preceding section of this Act and in this section) situate wholly in the parish of Croft:

1. The whole of the said estate consisting of two thousand and thirty-nine acres or thereabouts shall be entitled to and shall receive all the benefits which it is capable of deriving from the works to be executed under this Act both as respects drainage and as to the taking in of water as fully and effectually and to the same extent and in the same manner as if the entire acreage had been made liable to taxation under the provisions of this Act but inasmuch as the said estate or the greater part thereof will not be benefited by the said works to the same extent as other

A.D. 1885.

lands liable to taxation under the provisions of this Act it has therefore been agreed between the said Thomas Tyrwhitt Drake and the General Commissioners and it is expedient that the taxation of the said estate under this Act should be limited as hereinafter specified Therefore so far as regards the said estate the taxation by this Act authorised shall affect only the lands part of the said estate the particulars whereof are set forth in the Schedule C to this Act and which lands contain six hundred and eighty acres or thereabouts:

2. From and after the passing of this Act all liability if any of the owner or owners or occupier or occupiers for the time being of the estate of the said Thomas Tyrwhitt Drake or any part thereof in respect of cleaning or maintaining the channel of the river or stream called Steeping River shall cease and determine:

3. From and after the commencement of any of the principal works by this Act authorised all liability if any of the said owner or owners or occupier or occupiers for the time being of the estate of the said Thomas Tyrwhitt Drake or any part thereof in respect of maintaining all banks and works of or connected with the said river shall cease and determine:

4. The Commissioners shall purchase from the said Thomas Tyrwhitt Drake in addition to the land required for the proposed New Cut Number 1 the plot or parcel of land numbered 11 on the deposited plans in the said parish of Croft belonging or reputed to belong to the said Thomas Tyrwhitt Drake lying to the south of the said New Cut Number 1 for the purpose of exchanging the same for the plot or parcel of land marked Number 35 on the deposited plans in the said parish of Croft situate to the north of the proposed New Cut Number 1 belonging or reputed to belong to Barton William Powlett and such sum as may be required for equality of exchange to render the lands so to be exchanged equal in value shall be paid to or received by the said Thomas Tyrwhitt Drake and Barton William Powlett the one to the other of them as the case may be and the land to be exchanged as aforesaid shall be conveyed by the Commissioners to the said Thomas Tyrwhitt Drake or as he shall direct free of expense to him.

Power to borrow.

22. The General Commissioners may from time to time borrow at interest on the security of the additional tax by this Act

authorised to be by them imposed and levied such sums of money as they from time to time think requisite for the execution of this Act not exceeding in the whole the sum of fifteen thousand pounds and may mortgage that tax to secure the repayment of the money so borrowed with interest accordingly.

Application of money.

23. The General Commissioners shall apply all money borrowed by them under this Act as follows and not otherwise (namely) :—

In the first place in paying the costs charges and expenses preliminary to and of and incidental to the preparing of and applying for and the obtaining and passing of this Act and the borrowing of such money; and

In the next place in the purchase of lands necessary to be purchased for the purposes of this Act; and

In executing the principal and subsidiary works by this Act authorised; and

In otherwise carrying the provisions of this Act into effect as far as relates to expenditure on capital account.

Mortgage to be by deed duly stamped.

24. Every mortgage under this Act shall be by deed duly stamped and truly stating the consideration and executed by seven or more of the General Commissioners.

Payment off of money borrowed.

25. The General Commissioners shall pay off any money borrowed by them under this Act within thirty-five years after the same is borrowed either by equal annual instalments of principal and interest or by means of a sinking fund invested in securities in which trustees are for the time being authorised by law to invest.

Protection of lenders.

26. Any person or persons advancing money to the General Commissioners and receiving in consideration of such advance any security under this Act shall not be bound to inquire as to the observation by the General Commissioners or otherwise of provisions under this Act or into the application of the money advanced or be in any way responsible for the misapplication or non-application thereof.

Appointment of a receiver.

27. The General Commissioners may from time to time by deed executed by seven or more of them appoint or authorise the appointment of a receiver of the acre tax under this Act on behalf of any mortgagee thereof on such terms as may be agreed on between the Commissioners and such mortgagee.

Mortgagees may levy acre tax under this Act autho-

28. If the General Commissioners at any time while any money remains due on any mortgage under this Act refuse or neglect to exercise the powers or any of the powers vested in them for charging assessing or recovering the acre tax under this Act on

A.D. 1885.

rised on failure of Commissioners to do so.

or against the lands liable thereto or any part of those lands then (without prejudice to the provisions of this Act relative to the appointment of a receiver) for the purpose of enforcing the payment of the principal and interest or either of them due and payable on such mortgage the mortgagee his personal representatives or assigns shall have and may exercise the same or the like powers rights and remedies for charging and assessing that acre tax on all or any of the lands liable thereto and for collecting receiving and enforcing payment of the tax so charged and assessed as are for the time being by or under this Act or otherwise vested in or exercisable by the General Commissioners for the like purposes.

Power to reborrow.

29. If the General Commissioners at any time pay off otherwise than by instalments or a sinking fund or out of the proceeds of the sale of surplus lands or property acquired by them under the powers of or vested in them by this Act any money borrowed by them under this Act they may from time to time reborrow the same or any less amount in manner aforesaid and so from time to time as often as the same happen but so that no money be borrowed for a period longer than the unexpired portion of the aforesaid term of thirty-five years.

Collection &c. of acre tax under this Act.

30. Subject to the express provisions of this Act the acre tax under this Act shall be collected levied and recovered by the General Commissioners their collectors agents and officers and paid from and by the like persons in the like manner at the like times and by the like ways and means and with the like rights and obligations as between tenant and landlord as the taxes at the passing of this Act imposed on the same lands respectively by or under the Witham General Drainage Acts or by or under this Act may be collected levied and recovered and are required to be paid.

Redemption of acre tax in certain cases.

31. The General Commissioners may with the consent of the mortgagees under this Act agree with the owner of any lands liable to the acre tax under this Act to any amount not exceeding five pounds a year for the redemption thereof on payment of such sum not being less than twenty-eight years' purchase thereof as may be agreed upon between the Commissioners and such owner and on receipt of that sum the Commissioners shall execute and deliver to the owner a certificate under the hands of seven or more of them describing the land and acknowledging the receipt and thereupon and thenceforth in perpetuity the land shall be exonerated from that liability and every such certificate shall be registered under the direction of the Commissioners in a book to be kept for that purpose intituled the Acre Tax of 1885 Redemption Book.

Application of redemption money.

32. All money so received on redemption shall be applied towards discharge of the debt (if any) for the time being due on mortgage under this Act or if there is no such debt then as money borrowed by the Commissioners under this Act is applicable and the Commissioners' powers of borrowing and reborrowing under this Act shall be reduced by the amount so received.

Owner redeeming may recover tax from occupier if liable.

33. If an owner of land not being in occupation thereof so redeems the acre tax and the occupier of the land is by contract bound to pay such acre tax then the owner may recover from the occupier the amount of the tax redeemed at the time in the manner and by the means at in and by which he is entitled to recover from such occupier the rent of such lands.

Annual return to Local Government Board with respect to sinking fund.

34. The clerk to the General Commissioners shall within thirty days after the first day of July in each year during which any sum is required to be set apart for a sinking fund or any instalment is required to be paid under this Act transmit to the Local Government Board a return in such form as may be prescribed by that Board and verified by statutory declaration if so required by them showing the amount which has been invested for the purpose of such sinking fund or paid as an instalment during the year preceding the making of such return and the description of the securities upon which the same has been invested and also showing the purposes to which any portion of the moneys invested for the sinking fund or the interest thereon has been applied during the same period and the total amount remaining invested at the end of the year and in the event of any wilful default in making such return such clerk shall be liable to a penalty of not exceeding twenty pounds which shall be paid to the Local Government Board and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health Act 1875 in a summary way may be recovered by parties aggrieved within the meaning of that Act.

If it appears to the said Board by such return that the General Commissioners have failed to pay any instalment or to set aside the sum required by this Act for the sinking fund or have applied any portion of the moneys set aside for that fund or any interest thereof to any purposes other than those authorised by this Act the said Board may by order direct that a sum not exceeding double the amount in respect of which such default has been made shall be set apart and invested by the General Commissioners as part of the sinking fund and such order shall be enforceable by writ of mandamus to be obtained by the said Board out of the High Court of Justice.

A.D. 1885.

Bed &c. of part of Steeping River vested in but to be sold by the General Commissioners and regulation as to staunch.

35. Subject to the provisions hereinafter contained the site and soil of so much of the bed shores and banks of the river below Salem Bridge as will lie between the commencement and termination of any of the principal works by this Act authorised shall be by this Act vested in the General Commissioners but the General Commissioners shall and are hereby required to sell and dispose of the same within ten years after the completion of the said principal works as if the said bed shores and banks subject as aforesaid had been purchased by the General Commissioners and the same were superfluous lands within the meaning of the Lands Clauses Consolidation Act 1845 and all moneys arising from any such sale after payment of the costs and charges attending the sale shall be applied by the General Commissioners for the purposes of this Act and after the placing of the staunch as by this Act authorised it shall not be lawful to open or use the same for the purposes of boat navigation between the thirtieth day of April and the first day of October in each year.

Burgh Sluice contribution.

36. In respect of Burgh Sluice and any sluice erected or to be erected in aid thereof Her Majesty's Commissioners of Sewers for Spilsby District shall by and out of lands hereditaments and premises now liable by prescription custom tenure or otherwise to contribute to the maintenance and reparation of the said Burgh Sluice or which may hereafter become liable to the making maintaining and repairing any new sluice to be erected in aid thereof contribute yearly one-fourth part of the expenses of maintaining the channel in the tideway below that sluice and in the event at any future time of the Winthorpe portion of the present Burgh drainage system ceasing to be a part of such system and adopting its original outfall or some other outfall at or near Skegness a reduction from such contribution shall take place in proportion to the amount of acreage withdrawn from the existing outfall and so diverted the amount of such expenses or of such reduction as the case may be to be ascertained and determined by the surveyor for the time being of the Witham Drainage and the surveyor of the said Commissioners of Sewers jointly and in the event of a difference between them by a referee to be named by a court of quarter sessions for the parts of Holland on the application of either party first giving to the other party fourteen days' notice of such application.

Description of owner or occupier in tax books.

37. Where the name of any owner or occupier of any lands charged or chargeable under this Act is not known to the General Commissioners it shall be sufficient to tax and assess those lands in the tax book under the designation of "the owner" or "the

occupier" of the lands so taxed and charged without further description. A.D. 1885.

No works drains &c. within the boundaries of the lands made part of the Fourth District to be subject to the Commissioners of Sewers.

38. When and as soon as the lands situate within that part of the Fourth District forming portion of the East Fen and of the low lands and grounds adjoining or contiguous thereto and to the river in the said several parishes townships or places respectively hereinbefore named and also the low lands and grounds in the several parishes of Great Steeping Thorpe Irby Firsby Bratoft Croft and Wainfleet All Saints aforesaid incorporated with and made part of the Fourth District under the Act of 1818 and the other lands situate in the several parishes or places of Great Steeping Irby Firsby Bratoft Croft Wainfleet All Saints Wainfleet Saint Mary's Stickford and Sibsey respectively hereinbefore declared to form part of the Fourth District for the purposes but only for the purposes of this Act shall become charged or chargeable with any yearly rates or taxes for the execution or for the maintenance and support of the several works hereby authorised to be done and executed by the said General Commissioners all and every the works already made or to be made by virtue of the said recited Acts or this Act for the purposes of drainage or any lands sluices (except the said Queen's Clough or Wainfleet Sea Sluice saving only the land doors under the powers and provisions of this Act to be placed and maintained therein by the said General Commissioners and the said Burgh Sluice and any sluice erected or to be erected in aid thereof) gowts sewers drains watercourses tunnels or other matters or things whatsoever by the said recited Acts or by this Act made part of the said Fourth District or within the boundaries thereof shall be discharged from and shall not be subject to the control direction survey or order of any Commissioners of Sewers or any law or statute relating to sewers anything in any former law or statute to the contrary thereof notwithstanding save and except such control of the said Commissioners of Sewers over the river as may be necessary to secure the free passage of waters through the river to the sea and also over such lands as are now liable to contribute to the repairs of any sea banks sea gowts or sea sluices which in respect to those repairs only shall still remain under the jurisdiction of the Commissioners of Sewers.

Section 21 of Act of 1867 repealed. Hobhole drain and steam engines to

39. Section twenty-one of the Act of 1867 is hereby repealed and from and after the passing of this Act the Hobhole Drain (as widened) steam engines and works mentioned in the said section and the working thereof are by this Act vested in the General Commissioners and shall be and remain under the care and manage-

A.D. 1885.

be under the care of five General Commissioners.

ment of five General Commissioners of whom two shall be East Fen General Commissioners one a West Fen General Commissioner one a Wildmore Fen General Commissioner and the other a General Commissioner not being a General Commissioner elected under the provisions of the Acts of 1762 and 1818 for the Fourth District of the Witham Drainage to be respectively nominated and appointed in that behalf from time to time by the General Commissioners as committee-men and they for that purpose shall have the control and direction of the servants and officers of the General Commissioners.

Application of acre tax.

40. The General Commissioners shall apply all moneys received by them in respect of the acre tax under this Act (not being money borrowed on the security thereof) in the manner and in the order following and not otherwise (namely) :—

(1) In paying the interest from time to time accruing due in respect of money so borrowed :

(2) In providing the instalments or sinking fund required for payment off of that money :

(3) In maintaining the principal and subsidiary works by this Act authorised :

(4) In otherwise carrying this Act into execution.

Separate account of taxes and other moneys under this Act.

41. The General Commissioners shall keep accounts of their receipts payments credits and liabilities in respect of the acre tax and other moneys receivable and payable under this Act separate from all their other accounts.

Tunnels.

42. It shall and may be lawful for the said General Commissioners or any five or more of them from and after the passing of this Act to take charge of existing tunnels and to license order or appoint such other tunnels in and through any of the embankments and banks on both sides of Steeping River both above and below Salem Bridge for conveying water into any low grounds or fens intended to be drained as aforesaid for the watering of cattle in dry seasons and for agricultural purposes generally and from time to time to regulate the taking in water by or through such tunnels or otherwise as the said Commissioners or any five or more of them shall think proper and requisite.

Continuance of provisions for protection of Witham Drainage.

43. All the provisions for the protection of the drainage by the River Witham and the rivers drains and watercourses connected therewith and all rights and powers of the General Commissioners and all obligations and liabilities of any corporation company or person in relation to such drainage shall remain in full force not-

withstanding any alteration made by virtue of this Act in the works under the control of the General Commissioners and shall continue to extend and apply to those works after and notwithstanding any such alterations and in their altered state.

Saving rights of Crown under Crown Lands Act.

44. Nothing contained in this Act or to be done under the authority thereof shall in any manner affect the title to any of the subjects or any rights powers or authorities mentioned in or reserved by sections 21 and 22 of the Crown Lands Act 1866 and belonging to or exercisable on behalf of Her Majesty Her heirs or successors.

Works on shore &c. not to be constructed without consent of Board of Trade.

45. The General Commissioners shall not construct on the shore of the sea or of any creek bay arm of the sea or navigable river communicating therewith where and so far up the same as the tide flows and reflows any work without the previous consent of the Board of Trade to be signified in writing under the hand of one of the secretaries or assistant secretaries of the Board of Trade and then only according to such plan and under such restrictions and regulations as the Board of Trade may approve of such approval being signified as last aforesaid and where any such work may have been constructed the General Commissioners shall not at any time alter or extend the same without obtaining previously to making any such alteration or extension the like consents or approvals If any such work be commenced or completed contrary to the provisions of this section the Board of Trade may abate and remove the same and restore the site thereof to its former condition at the cost and charge of the General Commissioners and the amount of such costs and charges shall be a debt due from the General Commissioners to the Crown and shall be recoverable accordingly with costs.

Saving rights of the Crown in the foreshore.

46. Nothing contained in this Act shall authorise any person or body to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any right in respect thereof belonging to the Queen's most Excellent Majesty in right of Her Crown and under the management of the Board of Trade without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give) neither shall anything in this Act contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exercisable by the Queen's Majesty Her heirs or successors.

Authorising dealings with property of

47. And whereas it is expedient that this Act should contain certain provisions relative to lands hereditaments estates rights and

A.D. 1885.

the Duchy of Lancaster.

interests belonging to the Queen's most Excellent Majesty in right of Her Duchy of Lancaster (in the rest of this section called "the Duchy") as are hereinafter contained Be it therefore enacted that—

As to the sale of lands.

(1) With respect to any lands belonging to Her Majesty in right of the Duchy which may be required for the purposes of this Act the following provisions shall (but subject and without prejudice to any lease or tenancy which at the time of any agreement authorised by this section may be subsisting in the said last-mentioned lands) have effect that is to say The Chancellor and Council for the time being (hereinafter called "the Chancellor and Council") of the Duchy may agree with the General Commissioners for drainage by the River Witham for the absolute sale in fee-simple of all or any of the said last-mentioned lands or any part thereof in consideration of any such gross sum of money or of such annual rent-charge or in consideration partly of such gross sum and partly of such annual rent-charge payable by the said General Commissioners and upon such terms and conditions in all respects as shall be settled between the Chancellor and Council and the said General Commissioners and in case the same lands shall be subject jointly with any other lands to any lease or tenancy for a life or lives or a term of years unexpired the Chancellor and Council may agree as well with the said General Commissioners as also with the lessee or tenant for the apportionment of the rent payable in respect of the lands comprised in such lease or tenancy between the lands agreed to be sold and such other lands And upon payment of such (if any) agreed gross sum and upon such (if any) agreed rent-charge being secured in manner hereinafter provided the Chancellor and Council may grant and assure the same lands and the fee-simple and inheritance thereof to the said General Commissioners their successors and assigns for the purposes of this Act and (if the same lands shall be subject jointly with any other lands to any such lease or tenancy as aforesaid) may apportion or concur with all other necessary parties in apportioning the rent payable in respect of the lands comprised in such lease or tenancy between the lands so granted and assured and such other lands:

As to the application of purchase moneys.

(2) With respect to any gross sum of money which under this section shall become payable in consideration of any sale enfranchisement or release thereby authorised the following provisions shall have effect that is to say:

Each such sum shall be paid into the hands of the Receiver General of the revenues of the Duchy or of his deputy or deputies and a receipt shall be given by him or them for the same;

And such sum shall be applicable and dealt with to all intents and purposes as if it were the purchase money of lands sold by the Chancellor and Council under the authority of the Duchy of Lancaster Lands Act 1855 And the Chancellor and Council shall for the purposes of this Act have and be entitled to the benefit of all such powers and provisions in reference to moneys invested in Bank annuities under this present section as under the Duchy of Lancaster Lands Act 1855 they are entitled to concerning moneys invested in Bank annuities under that Act:

As to the enrolment of deeds.

(3) Any lands hereditaments estate right or interest conveyed or assured or released by the Chancellor and Council by virtue of any of the foregoing provisions of this section shall be so conveyed assured or released in the name of Her Majesty Her heirs or successors in right of the Duchy and by deed or writing under the seal of the Duchy and every such deed or writing shall be inrolled in the Court of the Duchy of Lancaster within six calendar months from the date thereof.

As to future accretions.

48. If any land not required for the purposes of this Act shall at any time after the execution of any works under the authority of this Act become raised in height or reclaimed or by any other means cease to be subject to the flow and reflow of the ordinary tides or to be permanently covered with water (and that whether gradually or imperceptibly or otherwise) the said General Commissioners shall not by virtue of the ownership of any lands which they are by virtue of this Act empowered to take or acquire have any estate right or interest in or to the land so raised in height or reclaimed or ceasing to be so subject or to be so covered as aforesaid by reason that such raising reclamation or cesser has been gradual or imperceptible or has been wholly or partially caused either by the works by this Act authorised or otherwise.

Saving rights of the Duchy of Lancaster.

49. Nothing contained in this Act shall extend or operate to authorise the General Commissioners to take use enter upon or in any manner interfere with any land soil water or hereditaments or any land parcel of any manor or any manorial rights or any other rights of whatsoever description belonging to Her Majesty in right of Her Duchy of Lancaster without the consent in writing

A.D. 1885.

of the Chancellor for the time being of the said Duchy first had and obtained (which consent the said Chancellor is hereby authorised to give) or take away prejudice or diminish any estate right privilege power or authority vested in or enjoyed or exercisable by Her Majesty Her heirs or successors in right of Her said Duchy.

Costs of Act.

50. All the costs charges and expenses of and incidental to the preparing applying for obtaining and passing this Act shall be paid by the General Commissioners out of the first moneys which may come to their hands under this Act.

The SCHEDULES referred to in the foregoing Act.

SCHEDULE A.

LANDS subject to TAXATION belonging or reputed to belong to BARTON WILLIAM POWLETT, situate in the parishes of Wainfleet All Saints, Croft, and Wainfleet Saint Mary, and lying on the North side of Steeping River.

No. on Estate Map.	Description.	Quantity. A. R. P.	Totals. A. R. P.
	PARISH OF WAINFLEET ALL SAINTS.		
	EPTON AND CAUDWELL.		
7	Younger Four Acres - - -	4 0 35	
8	Wash Dike - - - - -	2 0 33	
			6 1 28
	PARISH OF CROFT.		
	J. O. HARRISON.		
3	New Garden - - - -	0 3 18	
	EPTON AND CAUDWELL.		
9	High Coney Hills - - - -	7 1 35	
10	Two Five Acres - - -	10 3 4	
11	Little Ox Close - - -	4 2 14	
12	Round Four Acres - - - -	4 0 27	
			27 3 18
	PARISH OF WAINFLEET ST. MARY.		
	EPTON AND CAUDWELL.		
823	Stone Gowt Close - - -	9 3 3	
824	Do. - - - -	0 2 28	
825	Do. - - -	2 2 36	
826	Abraham's Close - - - -	16 1 30	
828	Nine Acres - - - -	9 2 9	
829	Eleven Acres - - - - -	11 2 33	
830	Ewe Grounds - - - -	28 0 25	
831	Do. - - - - -	15 3 7	
832	Road - - - -	4 1 28	
833	Round Four Acres - - - -	4 2 9	
834	High Coney Hills - - -	7 2 29	
835	Part of Wash Dike - - - -	3 3 10	
	EDWARD CARDEN.		
827	Eleven Acres - - - -	11 1 0	
			126 2 7
	TOTAL ACRES - - -		160 3 13

A.D. 1885.

SCHEDULE B.

LANDS subject to TAXATION belonging or reputed to belong to BARTON WILLIAM POWLETT, situate in the parish of Wainfleet Saint Mary, and lying on the South side of Steeping River.

No. on Estate Map.	Description.	Quantity.			Totals.		
	PARISH OF WAINFLEET SAINT MARY.	A.	R.	P.	A.	R.	P.
	JAMES MARTIN.						
691	Chain Bridge Close	4	2	3			
692	Stack Yard Close	8	1	1			
693	Homestead	1	1	7			
694	Horse Close	8	0	14			
695	Petchell's Seven Acres	7	1	26			
696	Old Meadow	6	0	16			
697	Eleven Acres	11	2	30			
700	Miller's Ground	8	3	19			
701	Petchell's Close	8	3	32			
702	Far Seven Acres	7	2	29			
					72	3	17
	EPTON AND CAUDWELL.						
707	Jut's Eight Acres	8	3	27			
708	Miller's Ground	15	0	33			
709	Twenty Acres	20	3	14			
710	Stack Yard and Farm Buildings	0	3	18			
711	Occupation Road	0	2	39			
712	Farm House and Garden	1	2	15			
713	Garden	0	0	38			
714	Twelve Acres	10	2	35			
715	New Road Thirteen Acres	13	3	29			
Pt.716	Part of Road	2	0	11			
717	Seventeen Acres	17	1	34			
801	Ten Acres	10	1	2			
802	Foal Pasture	5	3	6			
803	Cow Pasture	9	3	15			
804	Eleven Acres	11	1	10			
805	Road	1	3	23			
806	Cottages and Gardens	0	2	39			
807	Paradise	14	1	3			
808	Two Acres	2	0	13			
809	Paradise Eleven Acres	12	1	0			
811	Barn Piece	11	0	8			
812	Old Yard and Buildings	1	3	6			
813	Horse Walk Nine Acres	9	3	0			
816	Horse Walk Eight Acres	8	2	39			
817	Whitton's Nine Acres	9	0	21			
818	Punche's Eight Acres	8	2	37			
820	Little Seven Acres	7	0	3			
821	House Piece	8	2	14			
822	Horse Close	40	1	38			
					266	1	10
	TOTAL ACRES				339	0	27

SCHEDULE C.

LANDS subject to TAXATION belonging or reputed to belong to THOMAS TYRWHITT DRAKE, and situate in the parish of Croft.

No. on Estate Map.	Description.	Culture.	Quantity.	Totals.
			A. R. P.	A. R. P.
	EPTON & CAUDWELL (LATE MASON).			
545	Pt. the Stripe - - -	Pasture	0 2 24	
546	Cottage and Garden - -		0 1 23	
547	1st Stone Gowt Close - -	Pasture	5 3 6	
549	Pt. ditto - -	Pasture	5 1 17	
				12 0 30
	EPTON & CAUDWELL (HAVEN HOUSE FARM).			
550	Stone Gowt Close - - -	Pasture	21 3 39	
550A	Pt. ditto - -	Pasture	1 2 27	
551	Plantation - - -	Wood	0 0 31	
552	Station Piece - - -	Pasture	1 2 28	
552A	Ditto - - - -	Pasture	1 0 30	
553	Farm House, Garden, Stack Yard, and Buildings - - -		1 3 14	
554	Road - - - -		0 2 0	
554A	Ditto - - - -		0 1 19	
681	The Twenty-five Acres - -	Arable	25 1 2	
683	Haven Bank and Road - -	Pasture	5 2 32	
685	Plantation - - - -	Wood	0 0 10	
686	Haven Bank Close - -	Pasture	23 1 2	
				83 2 34
	EPTON, ROBERT JAMES.			
Pt.570	Pt. Cow Close - - -	Pasture	9 3 34	
				9 3 34
	HEANLEY, JOHN.			
528	The Sixteen Acres - - -	Arable	16 1 27	
530	Millson's Home Close - -	Meadow	4 3 10	
532	Rye Grass Close - - -	Arable	18 2 31	
534	Gateroom Close - - -	Pasture	15 0 26	
537	Road - - - -		1 3 38	
538	Double Cottage and Garden - -		0 1 8	
539	The Seventeen Acres - -	Arable	17 2 0	
555	Best Four Acres - - -	Pasture	6 3 5	
	Carried forward - -		81 2 25	105 3 18

A.D. 1885.

Schedule C—*continued.*

No. on Estate Map.	Description.	Culture.	Quantity.	Totals.
			A. R. P.	A. R. P.
	Brought forward - -		81 2 25	105 3 18
556	The Seven Acres - -	Arable	8 0 18	
557	Ploughed Ground - - -	Arable	27 2 16	
560	The Twenty-eight Acres - -	Arable	28 3 32	
562	Home Twenty Acres - -	Pasture	21 1 17	
563	Farm House, Garden, Stack Yard, and Buildings - - -		2 1 3	
564	Haven Close - - -	Pasture	18 3 25	
567	The Twenty-two Acres - -	Arable	22 0 19	
				210 3 35
709	The Fourteen Acres - - -	Pasture	15 2 20	
710	Drain Close - - -	Arable	20 3 21	
712	Cheales Close - - -	Arable	27 0 7	
715	Middle Ten Acres - -	Arable	10 3 26	
717	The Twenty-two Acres - -	Arable	22 3 28	
718	New Road - - -		3 3 8	
720	The Twenty Acres - - -	Arable	20 1 19	
721	Bank Twenty-five Acres - -	Arable	25 3 35	
722	The Five Acres - - -	Arable	5 1 27	
723	Creek - - - -		0 3 30	
724	The Fourteen Acres - - -	Arable	18 1 15	
725	Road to Clough - - -		2 3 8	
726	Nooking Twenty-two Acres - -	Pasture	22 0 18	
728	Farm House, Garden, Orchard, Farm Buildings, and Stack Yard -		4 0 35	
731	Clough Close and Building - -	Pasture	9 1 23	
732	Double Cottage and Garden -		0 2 3	
733	Haven Bank Close - - -	Pasture	5 2 8	
734	Haven Bank Twenty-four Acres -	Arable	24 1 15	
735	Double Cottage and Garden - -		0 2 8	
736	The Ten Acres - - -	Meadow	10 3 24	
738	The Twenty-four Acres - -	Arable	24 1 18	
739	The Nineteen Acres - -	Arable	21 3 34	
740	The Haven Bank Forty-six Acres -	Arable	46 3 2	
742	Old Creek - - -		0 0 23	
745	Haven Bank - - - -	Pasture	17 1 12	
				363 0 27
	Total Acres - -			680 0 0

LONDON: Printed by Eyre and Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1885.