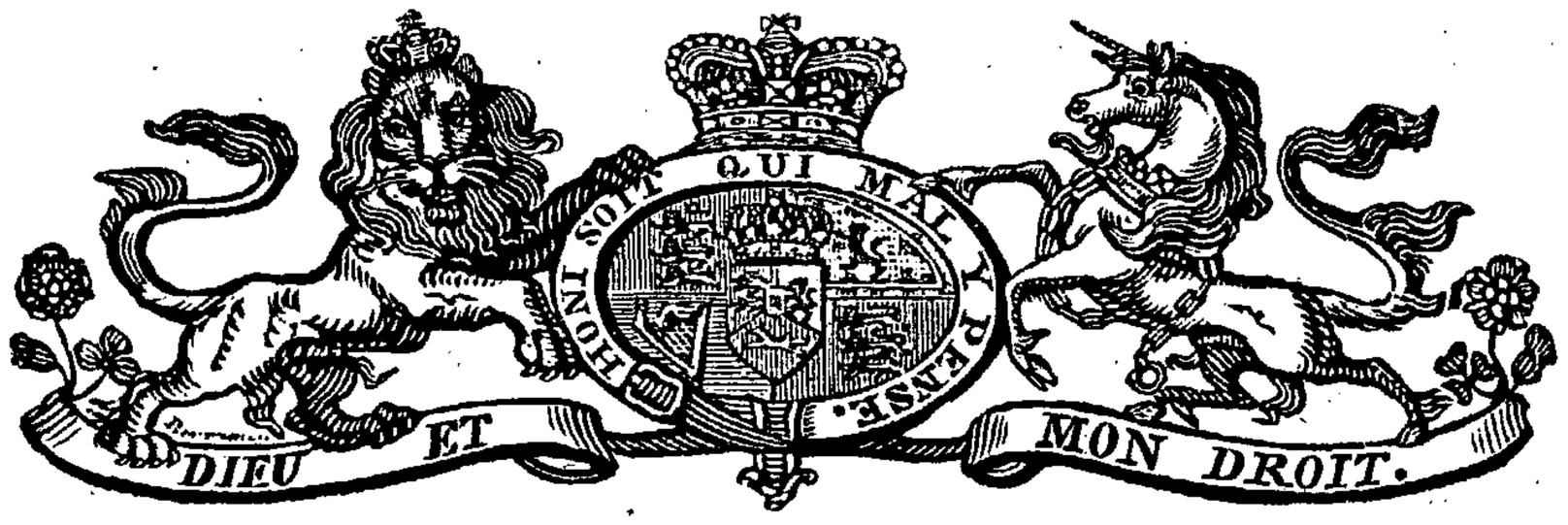


ANNO SEPTIMO

GEORGII IV. REGIS.

Cap. x.

An Act for making and maintaining a Turnpike Road from *Worthing* to *Lancing* in the County of *Sussex*, and Groynes, Embankments, and other Sea Defences, for protecting such Road and the Lands adjoining from the future Encroachments of the Sea. [22d *March* 1826.]

WHEREAS many Parts of the present Road leading from *Warwick Buildings*, in the Town of *Worthing*, in the County of *Sussex*, to the *Horse Shoes Inn*, in the Parish of *Lancing*, in the said County, have of late Years been frequently injured and rendered impassable by the Overflowing of the Sea, and certain Lands adjoining such Road, and situate in the said Town of *Worthing*, and in the Parishes of *Broadwater*, *Lancing*, and *Sompting*, and the Hamlet of *Cokeham*, all in the said County, have been likewise greatly damaged by the same Means; and the said Road and Lands are still exposed to similar Accidents: And whereas it is expedient, for the Benefit and Convenience of the Public, that such Road should in some Parts be diverted, widened, and raised, and that the said Road, as well as the said Lands, for the Benefit of the Owners thereof, should be effectually protected from the future Overflowing and Encroachment of the Sea, by Groynes, Embankments, and other Sea Defences, and that the same Road should be made a Turnpike Road; but the same cannot be effected without the Aid and Authority of Parliament: And whereas an Act was passed in the

Third Year of the Reign of His present Majesty King *George* the Fourth, intituled *An Act to amend the general Laws now in being for* 3 G. 4. c. 126. *regulating Turnpike Roads in that Part of* Great Britain *called* England: And whereas another Act was passed in the Fourth Year of the Reign of His said present Majesty, intituled *An Act to explain* 4 G. 4. c. 95. *and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England: And whereas another Act was passed in the Fifth Year of the Reign of His said present Majesty, intituled *An Act to enable Justices of the Peace for* 5 G. 4. c. 69. *Ridings, Divisions, or Sokes, to act as Trustees for repairing and amending Turnpike Roads:* 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 all His Majesty's

Trustees. Justices of the Peace for the Time being, acting in and for the County of *Sussex*, together with Sir *Charles Merrick Burrell* Baronet, *Walter Burrell*, *John Biddulph*, *Edward Barker*, *William Blaker*, *Henry Botting*, *John Baker*, *Summerton Trill Bennett*, *Jeremiah Gladstone Cloves*, *Thomas Clayton*, *Michael Cave*, *Peter Guerin Crofts* Clerk, *William Davison* Clerk, *John Theophilus Daubuz*, *Edward Evershed*, *John Geast*, *William Gratwicke Kinleside Gratwicke*, *George Henty*, *James Hopkins*, *James Henty*, *Henry Howard*, *William Hodges*, *Edward Hide*, *Oliver Hillman*, Lieutenant General Sir *Richard Jones* K.C.B., *John Joanes*, *Charles Knight*, *James Martin Lloyd*, *William Lassetter*, *George Mant*, *Michael Morrah*, *Thomas Nash* Clerk, *John Newland*, *Richard Newland*, *Harry Newland*, *George Newland*, *John Papworth*, *Thomas Palmer*, *Richard Penfold*, *George Parsons*, *Edward Stanford*, *John Weller Smith*, *Edward Burtenshaw Sugden*, *Thomas Trotter*, *Christopher Lonsdale Taylor*, *John Wakefield*, *Peter Wood* Clerk, *William Whitter*, and *John Winchester*, and their Successors, being duly qualified according to the Directions of the said recited Acts passed in the Third, Fourth, and Fifth Years of the Reign of His present Majesty, shall be and they are hereby appointed Trustees for making, widening, raising, diverting, and maintaining the said Road, and for building, making, repairing, and maintaining Groynes, Embankments, and other Sea Defences along or near the Sea Shore, and opposite such Road, for the Protection of the same and the said Lands adjoining, and for extending such Groynes, Embankments, and other Sea Defences, on the Eastward of such Road, to the First Groyne on the East Side of the *Shop's Dam*, in the said Parish of *Lancing*, and for otherwise putting this Act into Execution; and that the said Road shall be called "The *Worthing* and *Lancing* Turnpike Road."

Powers of recited Acts extended to this Act. II. And be it further enacted, That the said recited Act, passed in the Third Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, or

repealed by the said recited Act of the Fourth Year of the Reign of His present Majesty, and also save and except such Parts thereof as are expressly varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fourth Year of the Reign of His present Majesty, and also all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fifth Year of the Reign of His present Majesty, and the Power or Provision therein contained, shall respectively be as good, valid, and effectual for carrying this Act, and the several and respective Purposes thereof into Execution, as if the same had respectively been repeated and re-enacted in the Body of this Act.

First Meeting of Trustees.

III. And be it further enacted, That the Trustees for executing this Act shall hold their First Meeting at the *Steyne Hotel*, in the said Town of *Worthing*, or at some other convenient Place in the Neighbourhood of the said Road, on the Third *Wednesday* after the passing of this Act, or as soon after as conveniently may be; and shall and may then, and from Time to Time after, adjourn to and meet at such Times, and at such Place or Places in the Neighbourhood of the said Road as they shall think proper.

Trustees to hold and adjourn their Meetings and appoint Officers, &c.

IV. And be it further enacted, That the said Trustees shall, for all the Purposes of this Act, have such and the same Powers of calling, holding, and adjourning their Meetings, and of appointing Collectors of the Tolls and Rates or Assessments hereby directed to be taken, raised, and levied, Clerks, Treasurers, Surveyors of the said Road, Lands, Groynes, Embankments, Sea Defences, and other Works herein-after specified, and other Officers, and of removing the same and appointing others in their Stead, and of allowing Salaries to such Officers, out of the said Tolls and Rates or Assessments, as are given to the Trustees or Commissioners of Turnpike Roads by the said recited Acts, or either of them; and that such Meetings shall in all respects be subject to the same Regulations, Restrictions, and Directions as are contained in the said recited Acts, or any of them: Provided that it shall not be lawful for the said Trustees to make any Order, or proceed to any Business at any Meeting, unless there be at least Five Trustees present thereat; and that when and as often as any One or more of the Trustees herein-before mentioned, and hereafter to be elected by virtue of this Act, shall die, or become disqualified by Bankruptcy, Insolvency, or otherwise, or shall, by Writing under his or their Hand or Hands, refuse to act in the Execution of this Act, it shall be lawful for the surviving or continuing Trustees to elect another fit Person or other fit Persons in his or their Room or Stead, pursuant to and in the Manner prescribed by the said first-recited Act, and that such new Trustee or Trustees shall and may act in the Execution of this Act as if he or they had been originally named or appointed a Trustee or Trustees therein.

V. And

Clerk not to act as Treasurer, and vice versâ.

V. And be it further enacted, That it shall not be lawful for the said Trustees to appoint any Person having been appointed to act as their Clerk in the Execution of this Act, or being the Partner or a Person in the Service or Employ of any such Clerk, or being a Person in the Service or Employ of the Partner of any such Clerk, to be the Treasurer for the Purposes of this Act, or to appoint any Person having been appointed Treasurer, or being the Partner of any such Treasurer, or being a Person in the Service or Employ of any such Treasurer, or of the Partner of any such Treasurer, to be the Clerk to the said Trustees; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or being a Person in the Service or Employ of any such Clerk, or of the Partner of any such Clerk, shall act as Treasurer, or being the Partner of any such Treasurer, or a Person in the Service or Employ of any such Treasurer, or of the Partner of any such Treasurer, shall act as Clerk in the Execution of this Act, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Treasurer to give Security.

VI. Provided always, and be it further enacted, That the said Trustees shall, and they are hereby authorized, directed, and required to take sufficient Security from the Treasurer or Treasurers acting by virtue of this Act, for the due and faithful Execution of his or their Office.

For erecting Toll Gates.

VII. And be it further enacted, That the said Trustees shall and may, and they are hereby authorized and empowered to erect or cause to be erected in or upon or across the said Road, at or near the West Side of *Sea Mills Common* or *Brooks*, situate in the said Town of *Worthing*, a Turnpike or Toll Gate, and a Toll House to such Turnpike or Toll Gate, with suitable Outbuildings thereto; and that the said Trustees shall and may, from Time to Time afterwards, remove, alter, or discontinue such Turnpike or Toll Gate and Toll House, as they the said Trustees shall think expedient, and also shall and may take in and inclose from the Sides of the said Road a convenient Garden Spot for the Toll House, not exceeding One-eighth Part of an Acre to such Toll House.

Toll Gates, Houses, Groynes, &c. to be vested in Trustees.

VIII. And be it further enacted, That the Right and Property of and in all Turnpikes, Toll Gates, and Toll Houses, and the several Conveniences and Appurtenances thereto belonging, to be erected or made upon or on the Sides of the said Road, and all Materials for building and repairing the same, and for making and repairing the said Road, and all Fences, Posts, Rails, Chains, Bars, Milestones, and Direction Posts to be put up or erected by the said Trustees upon

or

or on the Sides of the said Road; and also of and in all Groynes, Embankments, and other Sea Defences, Tunnels, and Sluices which shall be erected, built, made, or repaired in pursuance of and for the Purposes of this Act, or which are now standing or being on the Line of Coast between Mr. *Harry Newland's* Brick Kiln and the First Groyne on the East Side of the *Shop's Dam*, in the said Parish of *Lancing;* and all other Materials, Articles, and Things which shall be purchased, collected, or provided for the Purposes of this Act, shall be vested in the Trustees for the Time being, and are hereby empowered to sell or dispose of the same as they shall think proper, and to bring or cause to be brought any Action or Actions, or prefer or cause to be preferred and prosecuted any Bill or Bills of Indictment against any Person or Persons who shall break down or damage, steal or take away any of such Turnpikes, Toll Gates, Toll Houses, Fences, Posts, Rails, Chains, Bars, Milestones, Direction Posts, Conveniences, Appurtenances, Groynes, Embankments, or other Sea Defences, Tunnels, Sluices, Materials, Articles or Things, or disturb them the said Trustees, or their Agents or Servants, in the Possession thereof; in all which Actions or Bills of Indictment it shall be sufficient to state generally such Turnpikes, Toll Gates, Toll Houses, Fences, Posts, Rails, Chains, Bars, Milestones, Direction Posts, Conveniences, Appurtenances, Groynes, Embankments, or other Sea Defences, Tunnels, Sluices, Materials, Articles, or Things, to be the Property of the Trustees of the *Worthing* and *Lancing* Road, without naming all or any of the said Trustees.

Power to take Tolls.

IX. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons appointed a Collector or Collectors of the Tolls by this Act allowed to be taken, to demand, receive, and take, at the Turnpike or Toll Gate erected or put up by virtue of this Act, the following Sums or Tolls; (that is to say),

Tolls.

For every Horse, Mule, or other Beast, drawing any Coach, Berlin, Landau, Machine, Hearse, Chariot, Caravan, Calash, Chaise, Marine Chair, or other such Carriage, the Sum of Three-pence:

For every Horse, Mule, Ass, or Pair of Oxen, Bullocks, or other Neat Cattle, drawing any Waggon, Wain, Dray, Cart, or other such Carriage, not having the Fellies of the Wheels thereof of the Breadth of Four Inches and a Half at the Bottom or Soles thereof, the Sum of Three-pence:

For every Horse, Mule, Ass, or Pair of Oxen, Bullocks, or other Neat Cattle, drawing any Waggon, Wain, Dray, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Four Inches and a Half and less than Six Inches at the Bottom or Soles thereof, the Sum of Two-pence:

For every Horse, Mule, Ass, or Pair of Oxen, Bullocks, or other Neat Cattle, drawing any Waggon, Wain, Dray, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, the Sum of One Penny:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny:

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of Ten-pence *per* Score, and so in proportion for any greater or less Number:

And for every Drove of Sheep, Lambs, or Swine, the Sum of Five-pence *per* Score, and so in proportion for any greater or less Number:

Which said respective Tolls or Sums of Money shall be demanded and taken as aforesaid, before any Horse, Mule, Ass, Beast, or other Cattle, upon which any Toll is by this Act imposed, shall be permitted to pass through such Turnpike or Toll Gate.

Tolls vested in Trustees.

X. And be it further enacted, That the respective Sums of Money hereby authorized to be taken as aforesaid, shall be demanded and taken in the Name of or as Tolls, and shall be and are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act in Manner herein directed.

Commencement of Tolls.

XI. And be it further enacted, That the said several Tolls shall commence and take effect at such Time or respective Times as the said Trustees shall at their first or any subsequent Meeting or Meetings think proper and direct.

Tolls not to be paid at more than One Gate,

XII. And be it further enacted, That no Person shall be subject to pay the Tolls granted by this Act at more than One Gate, Bar, or Chain on the said Road on the same Day, for or in respect of the same Horse, Cattle, or other Beast passing or repassing upon the said Road, in case more than One Gate, Bar, or Chain shall be hereafter erected thereon.

nor more than Once, on the same Day.

XIII. Provided always, and be it further enacted, That no Person shall be subject to the Payment of Toll more than Once in any One Day (the Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night), for passing and repassing with the same Horse or Horses, Beast or Cattle, through the same Turnpike or Toll Gate, such Person producing a Note or Ticket denoting the Payment of such Toll.

Stage Coaches, &c. to pay every Time of passing, Post Chaises on every new Hiring.

XIV. Provided nevertheless, and be it further enacted, That the said Tolls shall be payable for or in respect of all Horses, Mules, and Asses, drawing any Stage Coach, Diligence, Van, Caravan, or Stage Waggon, or other Stage Carriage conveying Passengers or Goods for Payment, Hire, or Reward, for every Time of passing and repassing along the said Road; and that the said Tolls shall be payable for or in respect of all Horses, Mules, and Asses let out to Hire, or drawing any Post Chaise or other Carriage travelling for Hire, every Time of passing or repassing along the said Road, whenever any new Hiring thereof shall in any or either of such Cases have taken place.

New Road may be made.

XV. And be it further enacted, That the said Trustees shall and may, and they are hereby authorized and empowered to make, widen, alter, raise, and divert the said Road upon, in, over, or through any private Lands, Grounds, or Hereditaments, first making

or tendering Satisfaction to the Owners thereof, and Persons interested therein for the same, or for any Damage they may sustain thereby, and also in, upon, over, or through any Commons or waste Lands, without making any Satisfaction for such Commons or waste Lands, of such Width or Dimensions as they shall think proper, not exceeding Thirty Feet (except as to the Width of the Base of the Embankment to be made across or over the *Sea Mills Common* or *Brooks* herein-after mentioned), together with such Footpaths, Causeways, Bridges, Arches, Culverts, Ditches, Drains, Sluices, Tunnels, and Fences on the Line of the said Road as they shall think necessary or expedient, and for such Purpose or Purposes to take and use any of the Tenements or Hereditaments mentioned in the Schedule to this Act annexed, marked (A.), making Satisfaction to the Owners thereof and Persons interested therein for the same, or for the Damage they may sustain thereby; and that it shall also be lawful for the said Trustees, and for their Surveyors or Surveyor, and Workmen, from Time to Time to enter upon the said Lands and Premises or Hereditaments, through which or whereupon such Road, Footpaths, Causeways, Bridges, Arches, Culverts, Ditches, Drains, Sluices, Tunnels, and Fences, is or are intended to be made or pass, and also upon any adjoining Lands or Grounds, and to stake out the same in such Manner as the said Trustees shall think necessary or expedient, without being deemed a Trespasser or Trespassers, and without being subject or liable to any Fine, Penalty, or Punishment for entering or continuing upon such Lands or Premises respectively, for any of the Purposes of this Act; and that if any Person shall pull up, remove, or destroy any of such Stakes or other Marks used for the Purposes aforesaid, every Person so offending shall forfeit and pay for every such Offence a Sum not exceeding Five Pounds.

An Embankment to be made across Sea Mills Common or Brooks.

XVI. Provided always, and be it further enacted, That the said Trustees shall, and they are hereby authorized and required, from and immediately after the passing of this Act, to make, erect, and build, across or over the *Sea Mills Common* or *Brooks*, situate in the said Town of *Worthing*, commencing on the Lands of Mr. *John Winchester* on the West, and extending to and communicating with the high Land of *James Martin Lloyd* Esquire on the East, a good and solid Embankment, of the Width of Fifty Feet at its Base, and of Thirty Feet on the Top or Crown, and of the Height of Six Feet above Highwater Mark at Spring Tides, with proper Drains and Arches over the Streams or Ditches which may run under the said Embankment, and to make and continue the said Road on such Embankment; and also from Time to Time, and at all Times thereafter, when and as Occasion shall be and require, well and sufficiently amend, add to, maintain, and keep the said Embankment and Road in such Repair as to them shall seem expedient and proper; any thing herein contained to the contrary notwithstanding.

Road to be made according to the Map or Plan deposited at

XVII. And whereas a Map or Plan, describing the Line of the said new Road, and the Lands, Hereditaments, and Premises through or over which the same is to be made or carried, together with a Book of Reference, containing a List of the Names of the Owners and

the Office of the Clerk of the Peace.

and Occupiers of such Lands, Hereditaments, and Premises, have been deposited at the Office of the Clerk of the Peace for the said County of *Sussex*; be it therefore enacted, That the said Map or Plan, and the Book of Reference, shall remain in the Custody of the Clerk of the Peace for the said County, to the End that all Persons may, at all seasonable Times, have liberty to inspect and peruse the same, and to take Copies and Extracts thereof at their Will and Pleasure, paying the Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copies or Extracts of such Map or Plan and Book of Reference; and that the said Trustees, in making the said Road, shall not deviate more than One hundred Yards, of Three Feet each, from the Line described in such Map or Plan, without the Consent and Approbation in Writing of the Person or Persons, Bodies Politic, Corporate, or Collegiate, through whose Lands or Premises such Deviation shall be made.

Lands marked in the Plan may be used, notwithstanding Errors in Book of Reference.

XVIII. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to make the said Road into, through, across, or over the several Lands, Hereditaments, or Premises of any Person or Persons who is or are or may be the Owner or Owners of Lands or Premises over which the same is or are set out and described in the said Map or Plan as aforesaid, and Schedule marked A. hereunto annexed, although the Name or Names of such Person or Persons may happen to be omitted or mis-stated in the Book of Reference, or in the Schedule to this Act marked A., in case it shall appear to any Two or more Justices of the Peace for the said County, and be certified in Writing under their Hands, that such Error or Omission proceeded from Mistake.

Power to erect Groynes.

XIX. And be it further enacted, That it shall and may be lawful to and for the said Trustees, and they are hereby authorized and required, from and immediately after the passing of this Act, and from Time to Time, when and as Occasion shall require, to make, erect, and build, or cause to be made, erected, and built, a sufficient Number of Groynes, Embankments, Tunnels, Sluices, Sea Defences, or other Works, along or near the Sea Coast or Lands adjoining, running parallel with the said Road, and extending such Groynes, Embankments, Sea Defences, or other Works, on the Eastward of the said Road, to the first Groyne situate on the East Side of the *Shop's Dam*, in the said Parish of *Lancing*, for the Protection of the said Road and the Lands adjoining, mentioned in the Schedules marked B. and C. to this Act annexed, from the future Encroachments or Overflowing of the Sea, without the Consent of, and without making any Compensation to the Owner or Owners, Occupier or Occupiers of, or Party or Parties interested in the Lands or Sea Coast in or upon which the said Groynes, Sea Defences, Embankments, Tunnels, Sluices, or other Works, shall be made, erected, or built; and also from Time to Time, and at all Times thereafter, when and as Occasion shall be and require, well and sufficiently repair, amend, add to, maintain, and keep in such Repair the said Groynes, Sea Defences, Embankments,

Embankments, Tunnels, Sluices or other Works, and also all such and so many of the present Groynes now being on the said Line of Coast between Mr. *Harry Newland's* Brick Kiln and the First Groyne on the East Side of the *Shop's Dam*, in the said Parish of *Lancing*.

Trustees may dig Gravel, &c.

XX. And be it further enacted, That the said Trustees, or their Surveyor, or such other Person or Persons as they or he shall employ or appoint, having an Order in Writing under the Hands of the said Trustees for that Purpose, may and are hereby empowered to cut, dig, take, and carry away Stones, Gravel, Chalk, Sand, or other Materials, proper for any of the Purposes of this Act, out of and from any waste Ground or Common within the said Town of *Worthing*, or in the Parishes of *Broadwater*, *Lancing*, and *Sompting*, or any or either of them, in the said County, without paying any thing for the same ;, such Surveyors or other Persons filling up the Pits or Quarries, levelling the Ground, or sloping down the Banks where such Materials shall be taken, or railing or fencing off such Pits or Quarries, so that the same may not be dangerous to Passengers or Cattle.

Trustees may enter into Contracts for building Groynes, &c.

XXI. And be it further enacted, That it shall and may be lawful for the said Trustees to contract or agree, and enter into any Contract or Agreement in Writing, to be signed by the Clerk of the said Trustees on their behalf, and also by the Person or Persons contracting with them as aforesaid, with any Person or Persons whomsoever, for making, building, erecting, amending, adding to, or repairing any Groynes, Embankments, Tunnels, Sluices, Sea Defences, or other Works along or near the Sea Coast or Lands adjoining, which the said Trustees are by this Act authorized and empowered to make, build, erect, amend, add to, or repair ; which Contract or Contracts, Agreement or Agreements, so to be made or entered into as aforesaid, shall be copied into one of the Books of the said Trustees by their Clerk, and shall specify the particular Work, Matters, or Things meant to be contracted or agreed for, the Sum to be paid for the same, and the Time or Times within which the said Work shall be done, and the Money paid, and the Penalties to be incurred in case of any Breach or Nonperformance of such Contract or Agreement.

Works contracted to be done, to be inspected by Surveyor of Trustees.

XXII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby required to cause all the Works, Matters, and Things to be done in pursuance of any Contract or Agreement to be entered into as aforesaid, to be inspected by their Surveyor or Surveyors, or by such other Person or Persons as they shall appoint ; and in case the same shall not be well and sufficiently performed, according to the true Intent and Meaning of such Contract or Agreement, or shall not be completed within the Time or Times thereby limited, the said Trustees shall and may, in the Name or Names of their Treasurer or Treasurers, Clerk or Clerks, bring an Action or Suit in any of His Majesty's Courts of Record at *Westminster*, against any Person or Persons so contracting, and

not well and sufficiently performing, or neglecting to perform and complete such Contract or Contracts, Agreement or Agreements accordingly, for any Penalty or Damage which shall be expressed or contained in such Contract or Contracts, Agreement or Agreements, or suffered or sustained by reason of the Nonperformance thereof; and upon proving the Execution of such Contract or Contracts, Agreement or Agreements, and that such Works, Matters, or Things have not been performed, finished, and completed, or have been improperly and insufficiently performed contrary thereto, the Plaintiff shall be entitled to and shall recover such Penalty or Damage, with full Costs.

Trustees may contract for the Purchase of Land.

XXIII. And be it further enacted, That it shall be lawful for the said Trustees from Time to Time to treat, contract, and agree with the Parties or Persons who shall be Owners of or interested in any Lands, Buildings, Tenements, Hereditaments, or Premises to be taken or made use of in the Execution of this Act, (except for the Purpose of erecting Groynes, and making an Embankment close thereto, if deemed necessary), or who shall sustain any Loss or Damage by means thereof, for the Purchase of such Lands, Buildings, Tenements, Hereditaments, or Premises, and for the Value, Consideration, Compensation, or Satisfaction to be made for the same, or for such Loss or Damage as aforesaid; and that it shall be lawful for all Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, Tenants for Life or in Tail, Husbands, Guardians, Trustees, Feoffees in Trust, Committees, Executors, Administrators, and all other Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of the Person or Persons entitled in Reversion, Remainder, or Expectancy after them, and for and on behalf of their Cestuique Trusts, whether Femes Covert, Wards, Infants, or Issue unborn, Lunatics, Idiots, Persons of unsound Memory and Understanding, or other Person or Persons whomsoever, and to and for all Femes Covert who are or shall be seised or interested in their own Right, or entitled to Dower, and to and for all and every Person and Persons whomsoever, who are or shall be seised or possessed of or interested in any such Lands, Buildings, Tenements, Hereditaments, or Premises, to treat, contract, and agree with the Trustees for executing this Act for the Value, Consideration, Compensation, or Satisfaction to be made for such Property or Interest, or for any Loss or Damage as aforesaid, and by Conveyance, Lease and Release, or Bargain and Sale, to sell and convey unto the said Trustees, any such Lands, Buildings, Tenements, Hereditaments, or Premises, or any Part thereof, for any of the Purposes of this Act; and that all Contracts, Agreements, Sales, and Conveyances, which shall be so made, shall be good, valid, and effectual to all Intents and Purposes, without Fine or Recovery, and shall be a complete Bar to all Estates Tail and other Estates, Rights, Titles, Trusts, and Interests whatsoever, any Law, Statute, Usage, or other Matter whatsoever to the contrary notwithstanding; and that all such Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, Tenants for Life or in Tail, Husbands, Guardians, Trustees,

Trustees, Feoffees, Committees, Executors, and Administrators, and all other Persons, shall be and are hereby indemnified for what they shall do by virtue or in pursuance of this Act; and if any such Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, Tenants for Life or Tail, Husbands, Guardians, Trustees, Feoffees, Committees, Executors, or Administrators, or any Person or Persons as aforesaid, upon Notice to him, her, or them given, or left in Writing at the Dwelling House or Houses, or other Place or Places of Abode, of such Person or Persons, or of the principal Officer or Officers of such Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, or at the House of the Tenant in Possession of the Premises, shall, for the Space of Thirty Days next after such Notice given or left, neglect or refuse to treat, or shall not agree, or by reason of Absence shall be prevented from treating, then and in every or any such Case, the said Trustees shall cause such Value, Consideration, Compensation, Satisfaction, or Damages to be inquired into and ascertained by a Jury, in the Manner prescribed by the said recited Act passed in the Third Year of the Reign of His present Majesty, in Cases where any Damages, Value, or Recompence for Premises thereby authorized to be taken and used for widening, diverting, altering, and improving any Turnpike Road are directed to be inquired into and ascertained, subject to all the Regulations and Provisions of the said Act relative to the summoning and impannelling the Jury, the summoning of Witnesses, the fining of the Sheriff, his Deputy, Bailiff, or Agent, and fining the Witnesses, and to the Payment of the Expences of summoning and maintaining the Jury and Witnesses.

Trustees not to purchase after a certain Period without Consent.

XXIV. Provided always, and be it enacted, That in case the said Trustees shall not purchase such Lands, Tenements, or Hereditaments within the Space of Five Years from the passing of this Act, then and in such Case it shall not be lawful for the said Trustees to purchase any of the said Premises remaining unpurchased, without the Consent in Writing of the Owners thereof first had and obtained.

Application of Purchase and Compensation Money if amounting to 200*l.*

XXV. And be it further enacted, That if any Money shall be paid, or agreed or awarded to be paid for the Purchase of any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes of the said Road, which shall belong to any Body Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporation Aggregate or Sole, Tenant for Life or in Tail, or to any Feoffee in Trust, Executors, Administrators, Husband, Guardian, Committee, or other Trustee, for or on behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Cestuique Trust, or to any Person or Persons whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there, *ex parte* the Trustees for executing this Act, pursuant to the Method prescribed by an Act passed in the First Year of the

Reign

1 G. 4. c. 35. Reign of His present Majesty King *George* the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at* Westminster *on account of the Suitors of the said Court, and for the Appointment of the Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; and shall, when so paid in, there remain until the same shall, by Order of the said Court, made upon a Petition to be preferred to the said Court in a summary Way by the Person or Persons who should have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, be applied either in the Purchase or Redemption of the Land Tax, or in or towards the Payment or Discharge of any Debt or Debts, or other Incumbrances, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith, or to the same or the like Uses, Trusts, Intents, or Purposes, as the said Court of Exchequer shall authorize to be purchased, redeemed, paid or discharged, or such Part thereof as shall be necessary; or until the same shall, upon the like Application, be laid out in a summary Way, by Order of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed, limited, and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined or capable of taking effect; and in the meantime, and until such Order can be made, the said Money may, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities, or in Government or Real Securities; and in the meantime, and until the said Bank Annuities or Government or Real Securities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends or Interest and annual Produce of the said Consolidated or Reduced Bank Annuities, or Government or Real Securities, shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of such Lands, Tenements, or Hereditaments so to be purchased, conveyed, and settled.

Where less than 200*l.* and amounting to 20*l.*

XXVI. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes of the said Road, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed or amount to the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiotcy, Lunacy, or other Incapacity, with the Approbation of the said

said Trustees or any Five or more of them, to be signified in Writing under their respective Hands, to be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant General of the Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same may be paid, at the like Option and with the like Approbation, to Two Trustees, to be nominated by the Person or Persons who for the Time being would have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments so to be purchased and settled, such Nomination to be approved of by Five or more of the Trustees for executing this Act, and such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties; and the Money so paid to such Trustees, and the Dividends and Produce arising thereon and therefrom, shall be by them applied in like manner as is herein-before directed with respect to the Money so to be paid into the Bank in the Name of the Accountant General of the Court of Exchequer, but without obtaining or being required to obtain an Order of the said Court touching the Application thereof.

Where under 20*l.*

XXVII. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next herein-before mentioned shall be less than Twenty Pounds, then and in all Cases the same shall be paid to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, for his, her, or their own Use and Benefit; or in Cases of Infancy, Idiotcy, Lunacy, or other Incapacity, then such Money shall be paid to his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, to and for the Use and Benefit of such Person or Persons respectively entitled thereto.

In case of not making out a good Title, or if Persons cannot be found, the Purchase Money to be paid into the Bank.

XXVIII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments to be purchased, taken, or used under or by virtue of the Powers of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Trustees, or in case the Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Trustees to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account there, to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Controul, and Disposition of the said Court; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public

Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money (mentioning and specifying therein for what and for whose Use the same is or are received), to such Person or Persons as shall pay any such Sum or Sums of Mouey into the Bank of *England* as aforesaid.

In case of disputed Titles, the Person in Possession to be deemed entitled.

XXIX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, Title, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance of this Act for the Purposes aforesaid, or to any Bank Annuities or Government or Real Securities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities or Government or Real Securities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court; and the Dividends or Interest of the Bank Annuities or Government or Real Securities to be purchased with such Money, and also the Capital of such Bank Annuities or Government or Real Securities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

Court may order reasonable Expences to be paid by Trustees.

XXX. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of any Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments to be purchased, taken, or used under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court of Exchequer, or to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses, in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as to the said Court shall seem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Trustees out of the Monies to be received by virtue of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

XXXI. And

Ditches, Drains, &c. by whom to be made and cleansed.

XXXI. And be it further enacted, That it shall be lawful for the said Trustees and their Surveyor or Surveyors or other Person or Persons by them appointed, and they are hereby authorized and empowered to make, on the Sides of the said Road, such Ditches, Drains, or Watercourses, of a sufficient Depth and Breadth for keeping dry the said Road, and also the said Lands adjoining, mentioned in the Schedules marked B. and C. to this Act annexed, and conveying the Water from the same; and also, where necessary, into or through any Fields, Lands, or Grounds adjoining to or lying near the said Road, not being a Yard, Garden, Orchard, Park, Paddock, planted Walk, or Avenue to a House, at the Expence of the said Trustees, out of the Monies to be received by virtue of this Act; and also to make and build such sufficient Bridges, Arches, Culverts, Trunks, Tunnels, Sluices, or Plats as shall be necessary, at the Expence of the said Trustees, out of the Monies aforesaid, any Law or Statute to the contrary notwithstanding; and all such Ditches, Drains, and Watercourses, when so made and completed, shall for ever afterwards be scoured, cleansed, and kept open, repaired and maintained, by the Occupiers of the adjoining Fields, Lands, or Grounds; but all such new Bridges, Arches, Culverts, Trunks, Tunnels, Sluices, and Plats, as shall cross or pass in or under the said Road to and through the Sea Beach into the Sea, shall be scoured, cleansed, and kept open, repaired and maintained, by the said Trustees.

Power to raise 182*l.* 19*s.* annually on the Lands heretofore overflown by the Sea.

XXXII. And be it further enacted, That for the Purpose of enabling the said Trustees to defray the Expences of preparing, soliciting, and obtaining this Act, and of procuring the Surveys and Plans preparatory thereto, and to make, improve, and maintain the said Road, and the said Embankment across or over *Sea Mills Common* or *Brooks*, and effectually to protect and defend the same and the Lands adjoining from the future Encroachments of the Sea, by means of Groynes, Embankments, Drains, Bridges, Sluices, and other Sea Defences, and to carry this Act into Execution, there shall be raised annually the Sum of One hundred and eighty-two Pounds Nineteen Shillings Sterling, by a Rate or Assessment to be made in manner herein-after mentioned, on the several Owners and Proprietors of the said Lands which have heretofore been injured by the overflowing of the Sea, and are set forth in the Schedules marked B. and C. to this Act annexed; and that for the Purposes of this Act it shall and may be lawful to and for the said Trustees, and they are hereby authorized and required, at a Meeting to be holden for that Purpose on the First *Monday* in the Month of *October* in each and every Year, to assess, rate, tax, and charge the respective Owners and Proprietors for the Time being of such of the said Lands as are mentioned in the said Schedule marked B. at the Sum of Ten Shillings for every Acre of the said Lands belonging to them respectively, and so in proportion for any less Quantity than an Acre; and to assess, rate, tax, and charge the respective Owners and Proprietors for the Time being of such of the said Lands as are mentioned in the said Schedule marked C., at the Sum of Five Shillings for every Acre of the said Lands belonging to them respectively, and so in proportion for any less Quantity than an Acre; and each such Rate or Assessment shall be made in Writing, and be signed by the Clerk of the said Trustees, and continue in force for

One

One Year, to be computed from the Day of such Meeting; and all Rates or Assessments hereby directed or authorized to be raised shall be paid to the Receiver or Receivers, Collector or Collectors, or Treasurer or Treasurers for the Time being, to be appointed by the said Trustees, at such Place or Places, in such Manner, and at such Times as they the said Trustees shall direct and appoint for that Purpose; and that the Monies so to be raised shall be applied to and for the Purposes of this Act.

Notice of Rates to be given.

XXXIII. And be it further enacted, That upon the making any such Rate or Assessment as aforesaid, a Notice in Writing thereof, and of the Time or Times of or for paying the same, shall be affixed on the Church Doors of the said Parishes of *Broadwater*, *Lancing*, and *Sompting*, on some *Sunday* before Divine Service, and within Two Weeks from the Time of making the same Rate or Assessment.

Tenants to pay Taxes, and deduct them from their Rents.

XXXIV. And to the end that the said Rates or Assessments may be more easily and effectually collected and received, be it enacted, That all and every the Tenants and Occupiers of the said Lands, which shall be assessed, rated, or charged by virtue of this Act, shall be, and he, she, and they, is and are hereby authorized and required to pay all and every such Rates or Assessments for the said Lands in their respective Occupations, and to deduct and retain out of his, her, or their Rent or Rents, all such Sum or Sums of Money as he, she, or they shall so respectively pay as aforesaid; and the several and respective Landlords and Owners of such Lands is and are hereby required to allow such Deductions and Payments upon Receipt of his, her, or their Rent or Rents; and every such Tenant or Occupier paying any such Rates or Assessments, shall be acquitted and discharged of and from so much Money or Rent as such Rates or Assessments so paid by him, her, or them respectively shall amount unto, as fully and effectually as if the same had been actually paid to his, her, or their Landlord or Landlords (except where there is or may be any Lease or Agreement to the contrary).

Power of Distress in case of Non-payment.

XXXV. And be it further enacted, That if any Person or Persons shall refuse, omit, or neglect to pay all or any Part of the Rates or Assessments which he, she, or they is and are hereby made liable to pay and discharge, for the Space of Two Calendar Months next after the Days or Times which shall be limited and appointed for Payment of the same respectively, then and in every such Case it shall and may be lawful to and for the Collector or Collectors of the said Rates or Assessments, or any other Person or Persons, by virtue of any Warrant or Precept under the Hand and Seal of any Justice of the Peace for the said County of *Sussex*, (which Warrant or Precept such Justice, upon Proof made upon Oath before him of the Nonpayment of such Rates or Assessments, is hereby authorized and required from Time to Time to grant and make, as occasion shall require), to enter into and upon all or any Part of the said Lands hereby taxed and charged as aforesaid, for which such Rates or Assessments shall be due and owing,

and

and all Messuages and Tenements thereupon standing, with the Appurtenances, and to levy the Sum or Sums of Money due and owing or payable for such Rates or Assessments, by such Person or Persons so refusing, omitting, or neglecting to pay the same, or any Part thereof, by Distress of the Cattle, Corn, Hay, Goods, Chattels, and Effects, which shall or may be found thereon, or a sufficient Part thereof; and the Cattle, Corn, Hay, Goods, Chattels, and Effects, which shall be so distrained, to impound and keep on the Premises, or to take, lead, drive, carry away, and keep for the Space of Five Days, at the Costs and Charges of the Person or Persons liable to pay the said Rates or Assessments, leaving at such Messuage or Tenement, Land or Premises, or delivering to the Occupier or one of the Occupiers of the same, Notice in Writing of such Distress being made, and of the Cause thereof, and of the Place or Places where such Distress is to be, or is led, taken, driven away, and impounded and kept; and in case the Sum or Sums of Money for which any such Distress shall be made, and all Costs, Charges, and Expences attending such Distress, shall not be paid and discharged to the Collector or Collectors of the said Trustees, or to the Person or Persons making such Distress, within Five Days next after the making such Distress, and Notice thereof given as aforesaid, then and in every such Case the Person or Persons so making such Distress shall or may, with the Constable or Headborough of the Parish where such Distress shall be made (who is hereby directed, upon being thereunto required, to assist therein), cause the Cattle, Corn, Hay, Goods, Chattels, and Effects so distrained, to be appraised by Two or more indifferent Persons to be sworn by such Constable or Headborough (who is hereby empowered and required to administer the proper and necessary Oath and Oaths), and such Two Persons are hereby required to appraise the same according to the best of their Judgment; and after such Appraisement it shall and may be lawful to and for such Collector or Collectors, or other Person or Persons making such Distress, to sell or cause to be sold the Cattle, Corn, Hay, Goods, Chattels, and Effects so distrained, for the best Price that can be reasonably had or gotten for the same, for and towards the Satisfaction of the Monies for which such Distress and Sale shall be so made; and the Costs, Charges, and Expences of taking, keeping, appraising, and selling the same, rendering the Overplus of the Monies arising from any such Sale, (if any) on Demand, to the Person or Persons entitled thereto.

General Distress where Cattle are removed from the Lands to evade the Payment of Taxes.

XXXVI. And whereas Persons liable to the Payment of the said Rates or Assessments may, in order to avoid the Payment of the same, remove their Cattle, Corn, Hay, Goods, Chattels, and Effects, from off the said Lands hereby taxed and charged as aforesaid, belonging to or in the Occupation of such Person or Persons; be it therefore enacted, That in all Cases where no sufficient Distress can be found on such Lands whereon to levy and raise the Rate or Assessment, or Rates or Assessments, due and payable by any such Person or Persons, it shall and may be lawful to and for the said Collector or Collectors of the said Rates or Assessments, or any other Person or Persons, by virtue of any Warrant or Precept under the

Hand and Seal of any Justice of the Peace for the said County of *Sussex*, (which Warrant or Precept such Justice is hereby empowered and required from Time to Time to grant and make, upon Proof made before him upon Oath as aforesaid, and upon the Application of the said Trustees, or any Five of them,) to levy all and every such Rate or Assessment, or Rates or Assessments, by Distress and Sale of the Cattle, Corn, Hay, Goods, Chattels, and Effects of any such Person or Persons, whensoever and wheresoever such Cattle, Corn, Hay, Goods, Chattels, and Effects shall be found, in like manner as herein-before authorized and directed respecting the Distress and Sale of the Cattle, Corn, Hay, Goods, Chattels, and Effects, which shall be found on the said Lands hereby taxed and charged as aforesaid, together with all Costs, Charges, and Expences attending such Distress and Sale; but in case and when such Levy or Distress shall be made or intended to be made in any other County than the said County of *Sussex*, the Handwriting of the Justice granting such Warrant or Precept as aforesaid shall, before the executing the same in any such other County, be proved on Oath before a Justice of the Peace for such other County, and which Justice shall thereupon indorse his Name upon the same Precept or Warrant, which shall be a sufficient Authority for executing the same in such other County.

Lands to remain liable if no Distress found.

XXXVII. And be it further enacted, That when and so often as it shall happen that the Lands for or in respect of which any such Rates or Assessments as aforesaid, or any Part thereof, shall be due and unpaid, shall be unoccupied, or that no sufficient Distress can be found thereon for levying the same Rates or Assessments, then and in every such Case such Lands shall be and remain a Security for the Payment of all such Rates or Assessments respectively so due and unpaid; and all Cattle, Corn, Hay, Goods, Chattels, and Effects, which shall at any time thereafter be found thereon, shall and may be distrained, impounded, kept, appraised, and sold, in manner aforesaid, until all the Rates or Assessments then due and owing for or in respect of the same, and all Costs, Charges, and Expences incident to every such Distress and Sale, shall be fully paid, satisfied, and discharged.

Lands may be let for Payment of Taxes.

XXXVIII. And be it further enacted, That in case it shall happen that any Part of the said Lands shall be unoccupied by the Space of Twelve Calendar Months together, and no such Distress as aforesaid can be found, for levying the Rates or Assessments due for or in respect of the same, the said Trustees, or any Five or more of them, at any of their Meetings, shall have full Power and they are hereby authorized to let by Public Auction, to the best Bidder or Bidders, so much of the said Lands, upon which any Rate or Assessment shall be so due and in arrear, as they the said Trustees or any Five or more of them shall judge sufficient, for such Term or Terms of Years, not exceeding Three Years, at such Rent or Rents, and upon such Terms and Conditions, as to them the said Trustees, or any Five or more of them, shall seem meet; and the said Trustees shall apply the net or clear Rent or Rents arising and received therefrom in

Payment or Discharge of all such Rates or Assessments as aforesaid, and also the Costs, Charges, and Expences of advertising and letting the said Lands.

A Schedule of Lands to be let to be affixed on the Church Doors.

XXXIX. Provided always, and be it further enacted, That the said Trustees shall cause a Schedule of the Lands so to be let for Rates or Assessments in arrear, to be affixed upon the principal outer Door of each of the Churches of the Parishes of *Broadwater*, *Lancing*, and *Sompting* aforesaid, Three several successive *Sundays* before the Day appointed for the letting of such Lands.

Lands let to revert to the Owners after Satisfaction.

XL. Provided always, and be it further enacted, That in all Cases where any of the said Lands shall, by virtue of the Provisions herein contained, be let by the said Trustees for raising the Rates or Assessments due for the same, such Lands shall, after the Expiration of the Term for which the same shall be so let, and the Payment of the said Rates or Assessments, and all Expences incurred by the said Trustees, or their Collectors, Receivers, or Agents, in and about the letting of the same, and the Recovery of such Rates or Assessments, and which Expences they the said Trustees, or their Collectors, Receivers, or Agents, are hereby authorized and required to deduct and retain out of the Rent and Rents arising and received from or in respect of such Lands, or in case the said Trustees shall, before the Expiration of the said Term, be paid such Rates or Assessments and Expences as aforesaid, then on such Payment, revert to the Owner or Owners, Proprietor or Proprietors thereof, and be as fully and effectually vested in him, her, or them, to all Intents and Purposes whatsoever, as if the same had never been let by the said Trustees; but in case such Term shall expire before such Payment, then the said Trustees shall have full Power to grant any such further Lease of the said Lands as they shall think proper, under such Restrictions and Regulations as aforesaid, and so from Time to Time as often as occasion shall or may require.

For giving Notice to Owners of Lands to be let.

XLI. And be it further enacted, That the said Trustees shall cause Notice in Writing, signed by their Clerk for the Time being, of their Intention to let such Lands, to be given to the Owner or Proprietor, or Owners or Proprietors of the same, or to be left at his, her, or their last or usual Place or Places of Abode (if such Place or Places of Abode shall be known to the said Trustees), or otherwise shall give Public Notice in some Weekly Journal or Newspaper published in the said County of *Sussex*, Three Weeks at least before the Time appointed for any such Letting.

Trustees to cause a Map of the Lands rated to be deposited with the Clerk of the Peace.

XLII. And be it further enacted, That the said Trustees shall, and they are hereby required, within Six Calendar Months after the passing of this Act, to cause to be made a true, exact, and faithful Map or Plan of all the Lands mentioned in the Schedules marked B. and C. to this Act annexed, and of every Field or Close of which any of the Lands in the said Schedules mentioned shall form a Part or Parts only, distinguishing the Part or Parts of every such Field or Close which is or are by this Act made subject to the Rate or Assessments herein-before mentioned, from the Part or Parts of the same

same Field or Close which is or are exempt therefrom; and also distinguishing, by means of a Schedule upon the said Map or Plan, the Quantity and Situation, together with the Name or Names of the Owner and Occupier of each of the said Lands mentioned in the said Schedules marked B. and C. to this Act annexed; and that the said Trustees shall cause the said Map or Plan to be deposited in the Office of the Clerk of the Peace for the said County of *Sussex*, to be there safely kept, to the end that the said Map or Plan may at all seasonable Times be open to the Inspection of all Persons, upon Payment of the Sum of One Shilling for every such Inspection; and that in case of any Dispute or Litigation between the said Trustees, and any Person or Persons now, or who may hereafter become interested in any of the said Lands mentioned in the said Schedules B. and C. as to the Rateability thereof, the said Map or Plan being produced before any Court or Courts by the Clerk of the Peace for the said County of *Sussex*, or his Deputy or Clerk, shall be and be received as Evidence of the Situation and Extent of the Lands delineated thereon, and mentioned in the said Schedules marked B. and C. to this Act annexed.

The River, Ditch, and Teville Stream, to be cleansed.

XLIII. And be it further enacted, That for the Purpose of improving and rendering more productive the said Lands mentioned in the Schedule marked B. to this Act annexed, for preventing the same from being overflown by the back or inland Waters in future, and for draining the same, the said Trustees shall and they are hereby authorized and required, Once in every Year, or oftener if they shall think fit, to order and direct some competent Person or Persons to survey the State and Condition of the Two main Sewers or Streams running through the said Lands into the Sea at or near *Sea Mills Bridge* in the said Town of *Worthing*, one of which is called the *River Ditch*, and commences at or near a certain Place called the *Sheep Wash*, in the said Parish of *Sompting*, and the other is called the *Teville Stream*, and commences at or near a certain Pond called the *Teville Pond*, in the said Town of *Worthing*, and make a Report thereof in Writing to the said Trustees, and from Time to Time, by Notice in Writing under the Hand of their Clerk for the Time being, and to be left at the usual Dwelling House or Place of Abode of the Owners and Occupiers hereafter mentioned, to order and direct, when and as often as occasion shall require, the several Owners and Occupiers of such of the Lands mentioned in the Schedule B. to this Act annexed, as adjoins such Sewers or Streams, to cleanse the same in a proper manner, or such Part or Parts thereof as may be requisite, and within such Time as they shall direct; and in case any of such Owners or Occupiers shall refuse or neglect for the Space of One Calendar Month next after the Service of such Notice as aforesaid, to cleanse in a proper manner the said Sewers or Streams, or either of them, or such Part or Parts thereof as shall be expressed in such Notice, that then and in such Case it shall and may be lawful to and for the said Trustees, and they are hereby authorized and required to cleanse the same, and to recover the Costs and Expences thereof by Distress and Sale of the Cattle, Goods, and Chattels of such Owners or Occupiers, in like manner as the Rates or Assessments herein-before directed and required

to

to be raised and levied are directed to be recovered, the Overplus, if any, of the Monies to arise thereby, after deducting such Costs, Charges, and Expences as aforesaid, and the Costs and Expences attending such Distress and Sale, being returned to such Owner or Occupier.

Powers to enforce Payment of Subscriptions.

XLIV. And whereas considerable Sums of Money have already been subscribed for the Purposes of making and maintaining the said Road, Groynes, and Embankments, and for the Purposes of this Act; be it therefore enacted, That the several and respective Persons who have so subscribed or engaged to subscribe Money for the said Purposes, shall and are hereby required to pay the Sum or Sums of Money so subscribed within such Time or Times, and in such Parts and Proportions as the said Trustees shall order and direct; and the same shall be paid to such Person or Persons as the said Trustees shall, by Writing under their Hands, authorize to receive the same; and if any Person shall neglect or refuse to pay the same, or any Part thereof, as aforesaid, it shall be lawful for the said Trustees to sue for and recover the same in any of His Majesty's Courts of Record, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed; and all such Monies shall be vested in the said Trustees for the Purposes of this Act.

Trustees may borrow Money.

XLV. And be it further enacted, That it shall be lawful for the said Trustees to borrow and take up at Interest, upon the Credit of the Tolls and Rates or Assessments arising by virtue of this Act, such Sum or Sums of Money as they shall think fit, and they may and are hereby empowered to demise or mortgage the said Tolls and Rates or Assessments, or any Part or Parts thereof, and the Turnpikes and Toll Houses for collecting the same Tolls (the Costs and Charges of such Mortgages to be paid out of such Tolls and Rates or Assessments), as a Security to any Person or Persons, or their Trustees, who shall advance such Sum or Sums of Money, by the following Words, under their Hands and Seals; *videlicet*,

'*Worthing* and *Lancing* Turnpike Road Security.

'No.

Form of Mortgage.

'BY virtue of an Act made in the Third Year of the Reign of His present Majesty King *George* the Fourth, intituled *An Act to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, and of another Act made and passed in the Fourth Year of the Reign of His said present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, we whose Names and Seals are hereunto subscribed and set, being of the Trustees for putting into Execution an Act passed in the Seventh Year of the Reign of His present Majesty King *George* the Fourth, intituled [*here set forth the Title of this Act*], in consideration of the Sum of Sterling advanced and paid by *A. B.* of to the Treasurer of

'the said Trustees, do hereby grant and assign unto the said *A. B.* 'and his Executors, Administrators, and Assigns, such Proportion of 'the Tolls and Rates or Assessments arising by virtue of the said last-'mentioned Act, and also of the Turnpikes and Toll Houses for 'collecting the same Tolls, as the said Sum of doth 'or shall bear to the whole Sum now or hereafter to become due and 'owing on the Security thereof, to have, hold, receive, and take the 'said Proportion of the said Tolls and Rates or Assessments, Turn-'pikes, Toll Houses, and Premises, with the Appurtenances, unto the 'said *A. B.*, his Executors, Administrators, and Assigns, until the 'said Sum of with Interest at the Rate of '*per Centum per Annum* shall be repaid and 'satisfied. Given under our Hands and Seals, this Day of 'in the Year of our Lord .'

Copies of Mortgages to be entered in a Book to be kept for that Purpose.

And Copies of all such Mortgages shall be entered in a Book or Books to be kept for that Purpose by the Clerk to the said Trustees; but no Money shall be borrowed on the Credit of the said Tolls and Rates or Assessments after their First Meeting, unless Notice be for that Purpose affixed in Writing on all the Turnpike Gates upon the said Road, at least Ten Days before the borrowing thereof, and the Intention thereof be also advertised Once at the least in some Weekly Journal or Newspaper published in the said County of *Sussex*, or usually circulated in the Neighbourhood of the said Road; and all Persons to whom any Mortgage shall be made as aforesaid, may from Time to Time transfer his, her, or their Right, Title, Interest, or Benefit to the said Mortgage, and the Principal and Interest Money thereby secured, to any Person or Persons whomsoever, indorsing on the Back of such Security, before One credible Witness, the following Words; *videlicet*,

Form of Transfer.

'I *A. B.*, *or* I *A. C.*, Assignee, Executor, or Administrator of *A. B.* '(*as the Case may happen*), do hereby assign and transfer this 'Mortgage Security, with all my Right and Title to the Principal 'Money and Interest thereby secured, and to all Interest now due 'and to become due upon the same, unto , his 'Executors, Administrators, and Assigns. Dated this Day 'of *A. B.*'

Which Transfer shall be produced and notified to the said Clerk, who shall cause an Entry or Memorial to be made thereof in the before-mentioned Book or Books, containing the Number, Dates, Names of the Parties, and Sums of Money therein transferred, for which the said Clerk shall be paid the Sum of Two Shillings and Sixpence, and no more, by the Person or Persons to whom such respective Transfer shall be made, which said Book or Books shall and may be inspected at all seasonable Times by any Person or Persons whomsoever; and the Sum of One Shilling and no more shall be paid to such Clerk for every such Inspection; and such Transfer shall then entitle such Assignee, his, her, or their Executors, Administrators, and Assigns, to the Benefit thereof and Payment thereon, and such Assignee may in like manner assign or transfer the same again, and so *toties quoties*; and it shall not be in the Power of any Person or Persons (except the Person or Persons to whom the same shall be last transferred) to

make void, release, or discharge the original Security, or any Monies thereby due, or any Part thereof; and all Persons to whom any Mortgage or Transfer shall be made as aforesaid, shall be, in proportion to the Sum or Sums therein mentioned, Creditors on the Tolls and Rates or Assessments by this Act granted, in equal Degree one with another, and shall have no Preference in respect of the Priority of any Monies advanced.

Trustees not personally liable for Mortgages.

XLVI. Provided always, and be it enacted, That the Trustees acting under this Act shall not be personally subject to or liable to be charged with the Payment of any Sum or Sums of Money by reason of their having signed or executed any Mortgage, or Assignment by way of Mortgage, or other Security to be made by virtue or in pursuance of this Act: Provided also, that in case any Action, Suit, or Prosecution shall be brought or commenced against any such Trustees for any thing done by virtue or in pursuance of this Act, or of the said recited Acts, or any or either of them, all the Costs, Charges, and Expences of defending any such Action, Suit, or Prosecution, or which such Trustees shall incur in consequence thereof, shall be defrayed out of the Tolls and Rates or Assessments arising by virtue of this Act.

Trustees may reduce Tolls, &c.;

and afterwards advance them.

XLVII. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby empowered, at any Meeting to be held for that Purpose (of which Fourteen Days Notice shall be given in Writing, to be affixed upon all Turnpike Gates which shall be then erected upon the said Road, and in the *Sussex Advertiser*, or some other public Newspaper circulated in the County of *Sussex*), from Time to Time to lessen and reduce all or any of the Tolls and Rates or Assessments granted by virtue of this Act, for and during such Time as the said Trustees shall think proper; and afterwards, at any Meeting to be held as aforesaid, from Time to Time, as they shall see Occasion, to advance all or any of the Tolls and Rates or Assessments so lessened, to any Sum or Sums of Money not exceeding the Amount of the several Tolls and Rates or Assessments granted by virtue of this Act: Provided nevertheless, that where the whole Money borrowed on the Credit of the Tolls and Rates or Assessments granted by this Act shall not have been paid and discharged, no such Tolls and Rates or Assessments shall be lessened or reduced without the Consent of the Person or Persons entitled to Five-sixths of the Money remaining due upon such respective Tolls and Rates or Assessments; and that if it shall happen at any Time that the said Trustees shall think fit to reduce or advance the Tolls and Rates or Assessments granted by virtue of this Act, the same shall be reduced or advanced equally; *videlicet*, should the Amount of the Tolls granted by virtue of this Act be reduced or advanced (as the Case may be) One-third, then the Amount of the several Rates or Assessments granted by virtue of this Act shall be reduced or advanced One-third also, and so in proportion.

No Reduction without Consent of Creditors in certain Cases.

Tolls and Rates to be reduced or advanced equally.

Power to raise a Fund to defray the Expences of any Injury the Road, &c.

XLVIII. And whereas it is expedient, for the Purpose of enabling the said Trustees to repair without Delay any sudden Damage which may happen to the said Road, Lands, Groynes, Embankments, Sea Defences, and other Works, from the Influx of the Sea during violent Storms

may sustain by extraordinary Tides; to be invested in the Names of Three of the Trustees.

Storms and Tempests, and to prevent the same, that a permanent Fund or Capital should be created and kept up for that Purpose; be it therefore enacted, That the said Trustees shall, and they are hereby authorized and required to invest the several Sums of Money herein-after directed to be appropriated to such Capital or Fund, in the Names of Three of the said Trustees for the Time being, joining thereto, by way of Description, the Words "Trustees of the *Worthing* and *Lancing* Turnpike Road," in the Purchase of Three Pounds *per Centum per Annum* Consolidated Bank Annuities, until the Sums so invested and actually remaining invested as aforesaid shall altogether amount to the Sum of One thousand Pounds Sterling; and that if after the said Fund or Capital shall have been accumulated, any Part thereof shall be withdrawn by the said Trustees, then that the said Trustees shall lay out and invest the Sums of Money so directed to be appropriated as aforesaid, and in manner aforesaid, until the said Sums so invested and actually remaining invested as aforesaid shall again amount to One thousand Pounds Sterling, and so *toties quoties* as Occasion may require; and it shall and may be lawful for the said Trustees at any Time or Times, either before or after the full Sum of One thousand Pounds Sterling shall have been so invested as aforesaid, to withdraw all or any Part of such Sum or Sums of Money as may have actually been invested as aforesaid from the said Three Pounds *per Centum per Annum* Consolidated Bank Annuities, and apply the same towards the repairing, maintaining, and amending the said Groynes, Embankments, Sea Defences, and other Works, in such Manner as to them may seem expedient; any thing herein contained to the contrary notwithstanding.

who shall sell out the same, when so directed by the Trustees.

XLIX. Provided always, and be it enacted, That it shall and may be lawful for the said Trustees, at any Meeting to be holden for that Purpose, to order and direct the said Three Trustees of the said Capital or Fund to sell out and convert into Money the Whole or such Part of the Sums which may have been invested as aforesaid on account thereof, as the said Trustees at such Meetings shall think proper, and shall by an Order in Writing signed by the Clerk direct; and that the said Three Trustees of the said Capital or Fund shall forthwith after the Receipt of such Order in Writing, sell out the Sum therein mentioned, and pay the Produce thereof into the Hands of the Treasurer to the said Trustees, and shall not be personally liable or responsible for having so sold out or paid the same, or for any Loss or Damage which may afterwards be sustained in respect of the said Stock so sold, or the Produce thereof.

If either of the Three Trustees die, &c. another to be appointed in his Stead.

L. Provided also, and be it further enacted, That if any One or more of the Trustees of the said Capital or Fund shall die, go beyond Seas, or in any Manner become incapable of acting in the said Trust, it shall be lawful for the Trustees, at a Meeting to be holden for that Purpose, to appoint another Trustee or other Trustees, and that after Notice in Writing signed by their Clerk of such Appointment shall have been delivered to the continuing Trustee or Trustees of the said Capital or Fund, he or they shall forthwith transfer the same into the joint Names of himself or themselves, and of such new Trustee or Trustees, in the Books of the Governor and Company of the Bank of *England*.

LI. And

No Trustee to be disqualified on account of his being a Mortgagee of the Tolls.

LI. And be it further enacted, That no Mortgagee or Assignee of any Mortgage or other Security, or any Lender of Money upon the Credit of the said Tolls and Rates or Assessments, or any Person receiving Interest thereout for the same, shall on that account only be deemed unqualified to act as a Trustee in the Execution of this Act.

Mortgagees in possession of Tolls and Rates to account to Trustees.

LII. And be it further enacted, That every Mortgagee of the said Tolls and Rates or Assessments, who shall hereafter take or be in possession of any Turnpike or Toll House, Toll Gate or Bar to be erected or set up on the said Road, or of any Lands or Tenements, Matters or Things vested in the said Trustees by virtue of this Act, shall, within Twenty-one Days after he or she shall have received Notice in Writing from the said Trustees, render an exact Account to such Trustees, or to such Person as they shall appoint, of all Monies received by him or her, or by any other Person or Persons for his or her Use or Benefit, or by his or her Authority, at such Toll Gate or Bar or otherwise, and what he or she shall have expended in keeping or repairing the same; and in case he or she shall neglect to render such Account when required as aforesaid, he or she shall forfeit and pay for every such Refusal, Neglect, or Omission, the Sum of Fifty Pounds, to be recovered by Action of Debt, Bill, Plaint, or Information, in any One of His Majesty's Courts of Record at *Westminster*, and be applied for the Purposes of this Act.

Mortgagee keeping Possession after he has received the Money due.

LIII. And be it further enacted, That if any such Mortgagee as aforesaid shall keep Possession of any Toll Gate or Bar, or of any other Matter or Thing mortgaged to him or her, either by himself or herself, or by any other Person or Persons on his or her Behalf, after he or she shall have received the full Sum or Sums of Money due on his or her Mortgage, and the Interest thereof, with Costs, every such Mortgagee shall forfeit and pay as a Penalty to the said Trustees, Double the Sum or Sums of Money which he or she shall have received, over and above the Sum or Sums of Money so due as aforesaid, with Treble Costs of Suit, to be recovered by the Treasurer or Clerk to the said Trustees, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record, which, when recovered, shall be applied for the Purposes of this Act.

In case of Disputes, Surveyors, &c. competent to give Evidence.

LIV. And be it further enacted, That in case any Dispute, Suit, or Litigation, touching or in anywise relating to the said Tolls, and Rates or Assessments by this Act granted, or to the said Road, Groynes, Embankments, Sea Defences, Sluices, Tunnels, Ditches, and other Matters and Things by this Act directed to be made, maintained, and repaired, or any of them, or in respect of the said Lands mentioned in the Schedules B. and C. to this Act annexed, the Person or Persons who may be appointed to collect the said Tolls and Rates or Assessments, or the Surveyor or Surveyors of the said Road and Lands, or the Treasurer or Treasurers, Clerk or Clerks of the said Trustees, or any of them, or any other Person or Persons acting under the Authority of the said Trustees, shall not be incompetent to give Evidence on any such Dispute, Suit, or Litigation, on account of his or their having been appointed such Collector or Collectors, Surveyor

or Surveyors, Treasurer or Treasurers, Clerk or Clerks, or other Officer or Officers as aforesaid.

Application of Tolls and Rates.

LV. And be it further enacted, That out of the Monies already subscribed and advanced, or which shall hereafter be subscribed or advanced for the Purposes of or borrowed on the Credit of this Act, the said Trustees shall, in the first place, pay and discharge all the Costs and Expences incidental or in anywise relating to the soliciting, obtaining, and passing of this Act, and making the Surveys and Plans preparatory thereto, together with Interest for all Monies advanced and paid; and then all Sums of Money which may be expended in making the said Road and the said Embankment across or over *Sea Mills Common* or *Brooks* hereby authorized to be made, or in the Purchase of any Lands, Tenements, or Hereditaments for that Purpose, or by way of Compensation to the Owners thereof for any Damage sustained by them, or in erecting, building, making, and providing Groynes, Embankments, Sea Defences, Toll Gates, Turnpikes, Side Gates, Side Bars, Chains, Weighing Machines, Toll Houses, with Outhouses, Offices, Gardens, and Conveniences suitable thereto, Footpaths, Causeways, Bridges, Arches, Culverts, Trunks, Tunnels, Sluices, Plats, Ditches, Drains, Watercourses, Fences, Rails, Posts, Boards, Lamps, Books, and other Matters and Things necessary or requisite for carrying the Purposes of this Act into Execution; and that, after Payment of all such Expences, the Remainder (if any) of such Monies shall be appropriated by the said Trustees towards the Formation of the permanent Capital or Fund herein-before mentioned, and be invested in manner herein-before directed; and that all other Monies whatsoever which shall arise either from the Tolls or Rates or Assessments by this Act granted, or by way of Interest upon the said Capital or Fund, shall be applied in amending, sustaining, adding to, and keeping in repair the said Road, Groynes, Embankments, Sea Defences, Toll Houses, Toll Gates, and other Works, Matters, and Things herein-before particularly specified; and then that the Sum of Fifty Pounds shall be annually appropriated out of the same Monies towards forming and maintaining the said Capital or Fund herein-before mentioned, and be invested in manner aforesaid; and that the Remainder of all the said annual Sums shall in the first place be applied in discharging the Interest upon the Monies already or hereafter to be subscribed, advanced, or borrowed for the Purposes and on the Credit of this Act, and after Payment thereof, be appropriated towards forming and maintaining the said Capital or Fund herein-before mentioned, and be invested in manner aforesaid, so long as the whole of the Sums so invested and actually remaining invested as aforesaid on account of the said Capital or Fund shall not amount to, or shall by any Means be reduced below the Sum of One thousand Pounds Sterling; and lastly, that all such Sums as may not be required for any of the Purposes aforesaid shall be applied in repaying the Principal Monies subscribed, advanced, and borrowed upon the Credit or for the Purposes of this Act.

Expences incurred by Lord Selsey and others, to be repaid

LVI. Provided always, and be it further enacted, That the Expences lately incurred by the Right Honourable *Henry John* Lord *Selsey*, *Edward Barker* Esquire, the Reverend *Peter Guerin Crofts*, and others, Proprietors of Parts of the Lands mentioned in the Schedule

dule B. to this Act annexed, in making and putting down a Sluice at or near *Sea Mills Bridge*, in the said Town of *Worthing*, amounting to the Sum of One hundred and ninety-six Pounds, shall be defrayed and paid by the Trustees out of the Monies to arise under or by virtue of this Act; any thing herein contained to the contrary notwithstanding.

Payment out of the Monies to arise under this Act.

LVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, or prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners for the Time being, acting under the Authority of an Act made and passed in the First and Second Years of the Reign of His present Majesty, intituled *An Act for repealing Two Acts, made in the Forty-third and Forty-ninth Years of His late Majesty, for paving the Town of* Worthing *in the County of* Sussex, *and establishing a Market therein, and for making other Provisions in lieu thereof; for erecting Groynes; for laying a Duty on Coals imported into the said Town; and for other Purposes relating to the Improvement of the said Town;* but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been made, save and except that they the said Commissioners shall from henceforth be freed and discharged of and from the Expence of making and maintaining so much of the said Road as is situate within the said Town of *Worthing*, and of making and maintaining Groynes, Embankments, or other Sea Defences for the Protection of the same.

Saving the Rights of the Commissioners of the Town of Worthing.

LVIII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

Public Act.

SCHE-

SCHEDULE A. to which this Act refers.

Description of Property.	Names of Owners.	Names of Occupiers.	Where situated.
Yard or Garden - - -	Latchford, Thomas - - -	George Delavaud, Esq^re, Secretary to His Majesty's Board of Customs - - -	Lancing.

SCHEDULE B. to which this Act refers.

No. on Plan.	Names of Lands.	Where situated.	Quantity. A.	R.	P.	Names of Owners.	Names of Occupiers.
49	West Brook - - - -	Broadwater - -	8	1	5	Barker, Edward, Esquire - -	Barker, Edward, Esquire.
57	Parsonage Brook - - -	The same - -	1	0	3	The same - - -	The same.
65	Cow Brook - - -	The same - -	5	2	3	The same - - -	Stubbs, James.
66	Thirteen Acre Brook - -	The same - - -	10	2	17	The same - - - -	The same.
82	Shergold Brook - -	The same - - -	8	3	20	The same - - -	The same.

SCHEDULE B.—*continued.*

No. on Plan.	Names of Lands.	Where situated.	Quantity. A.	R.	P.	Names of Owners.	Names of Occupiers.
84	Eight Acre Brook	Broadwater	7	2	3	Barker, Edward, Esquire	Stubbs, James.
91	Round Perk	The same	2	3	28	The same	The same.
92	Bridge Brook	The same	7	2	26	The same	The same.
93	Five Acre Brook	The same	4	2	3	The same	The same.
95	Little Horse Brook	The same	4	1	27	The same	The same.
96	Lower Three Acre Brook	The same	2	2	1	The same	The same.
94	Long Brook	The same	2	1	17	The same	Blaker, Nathaniel.
83	West Pasture Piece	Worthing	4	3	26	Biddulph, John, Esquire	Grinsted, Nathan.
88	Part of Hagley Mare	Lancing	5	2	24	The same	Lloyd, James Martin, Esquire.
97	The Fourth Pasture Piece	Worthing	5	2	37	The same	Grinsted, Nathan.
98	The Third Pasture Piece	The same	3	3	38	The same	The same.
99	The Second Pasture Piece	The same	3	3	20	The same	The same.
100	The Pasture Piece by Sea Mills Gate.	The same	2	2	11	The same	The same.
18	Burry's Brook	Sompting	1	0	7	Burry, Mary	Burry, Mary.
7	Peck's Mead	The same	2	1	7	Burry, Henry	Inkpen, William.
16	The Brook	The same	1	1	1	The same	Blaker, John.
48	Part of the Ham	Broadwater	3	0	0	Burden, Thomas	Burden, Thomas.
1	Part of the Sheep Wash Brook	Sompting	0	2	0	Crofts, Reverend Peter Guerin	Hill, William.
3	Part of the Little Brook	The same	0	1	0	The same	The same.
5	Part of the West Lay	The same	4	0	1	The same	The same.
8	Horse Brook	The same	1	1	1	The same	The same.

SCHEDULE B.—*continued.*

No. on Plan.	Names of Lands.	Where situated.	Quantity. A.	R.	P.	Names of Owners.	Names of Occupiers.
9	Horse Brook	Sompting	3	2	32	Crofts, Reverend Peter Guerin	Hill, William.
11	Part of the Middle Lay	The same	0	1	0	The same	Attree, John, and Turner, Thomas.
12	Part of the Common Brook	The same	3	1	12	The same	The same.
17	Horse Brook	The same	2	2	15	The same	The same.
6	Part of the Cow Field	The same	0	2	0	Groome, Thomas	Groome, Thomas.
10	Sompting Brook	The same	3	2	12	The same	The same.
89	Part of Lancing Ham	Lancing	5	1	0	Lloyd, James Martin, Esquire	Lloyd, James Martin, Esquire.
90	Part of Lancing Ham	The same	6	1	12	The same	The same.
80	Part of a Meadow	Worthing	0	3	31	Lindup, Mary	Knight, Charles.
76	Part of an Allotment	The same	1	0	15	Lindup, Richard, of Worthing	Lindup, Richard, of Worthing.
78	Part of an Allotment	The same	2	1	39	The same	The same.
79	Part of Corner Mead	The same	1	2	38	The same	The same.
77	Part of an Allotment	The same	0	2	38	Lindup, Richard, of West Tarring	Lindup, Richard, of West Tarring.
23 & 23	Part of East Town Knowles	Broadwater	0	1	0	Newland, Richard	Newland, Richard.
24	North Brook	The same	2	0	37	The same	The same.
27	Giddelots	The same	2	1	24	The same	The same.
28	Five Acre Brook and Giddelots	The same	3	1	25	The same	The same.
29	Pond Head	The same	2	0	15	The same	The same.
30	Part of West Town Knowles	The same	2	0	0	The same	The same.
31	Part of the Barn Mead and Town Mead	The same	7	0	0	The same	The same.
32	West Brook	The same	3	1	7	The same	The same.

SCHEDULE B.—*continued.*

No. on Plan.	Names of Lands.	Where situated.	Quantity. A.	R.	P.	Names of Owners.	Names of Occupiers.
35	Part of Close and Allotment on the Ham	Broadwater	1	0	0	Newland, Richard	Newland, Richard.
36	Decoy Brook	The same	6	1	25	The same	The same.
37	East Brook	The same	2	1	15	The same	The same.
40	Hog Brook	The same	0	3	37	The same	The same.
41	Hog Brook	The same	1	3	10	The same	The same.
47	Part of Allotment on the Ham	The same	2	0	0	The same	The same.
33	Butcher's Mead	The same	5	3	12	Newland, John	Newland, John.
34	Lady Dell	The same	6	2	18	The same	The same.
38	Little Red Mead	The same	3	1	33	The same	The same.
42	Six Acres	The same	3	2	13	The same	The same.
43	Red Mead	The same	11	1	25	The same	The same.
67	Lower Forty Acres	The same	12	1	5	The same	The same.
68	Upper Forty Acres	The same	13	1	6	The same	The same.
70	Lower Furlong Mead	The same	6	3	12	The same	The same.
71	Upper Furlong Mead	The same	7	0	0	The same	The same.
72	The Lagg and Part of the Quashett	The same	10	2	18	The same	The same.
73	Other Part of the Quashett	The same	3	0	25	The same	The same.
113	Part of Great Chiswood	The same	2	1	0	The same	The same.
86	Part of the Ham Acre	Cokeham	0	1	0	Newmans, Mary, Devisee in Trust	Bennett, Richard, and Kimber, Thomas.
75	Part of an Allotment formerly Thomas Burden's	Worthing	0	1	25	Ogle, James William	Hards, Edward.

SCHEDULE B.—*continued.*

No. on Plan.	Names of Lands.	Where situated.	Quantity. A.	R.	P.	Names of Owners.	Names of Occupiers.
19	Pokehales	Broadwater	4	0	0	Penfold, Richard	Penfold, Richard.
20	Part of East Brook	The same	5	0	0	The same	The same.
22	Part of North Brook	The same	1	2	0	The same	The same.
74	Part of an Allotment	Worthing	1	0	26	Shelley, Sir Timothy, Baronet	Weller, Abraham.
2	Part of Lord's Mead	Sompting	2	0	0	Selsey, Lord	Attree, John, and Turner, Thomas.
13	Rushey Field Lag	The same	3	1	20	The same	The same.
14 & 14	Parts of Rushey Field	The same	1	0	0	The same	The same.
15	Horse Brook	The same	2	1	1	The same	The same.
26	Part of the Ox Bars	The same	5	2	2	The same	The same.
39	Part of the West Field	The same	1	2	0	The same	The same.
44	Nucker Hole Brook	Broadwater	3	1	30	The same	The same.
45	Part of the Barn Field	Sompting	2	0	0	The same	The same.
46	Four Acre Brook	Broadwater	4	2	0	The same	The same.
50	Part of South Lag	Cokeham and Sompting	5	0	7	The same	The same.
51	Part of North Lag	Cokeham	2	1	10	The same	The same.
59	Upper Brook	The same	1	2	23	Stubbs, John	Stubbs, John.
61	Lower Brook	The same	2	0	20	The same	The same.
87	Part of Ham Field	The same	1	0	0	The same	The same.
56	Cokeham Lots	The same	3	1	15	The same, $\frac{11}{16}$th Parts Stubbs, James, $\frac{3}{16}$th Parts Dabbs, William, Devisee in Trust of Mary Newman, deceased, $\frac{2}{16}$th Parts	The same. Stubbs, James. Bennett, Richard.

SCHEDULE B.—*continued.*

No. on Plan.	Names of Lands.	Where situated.	Quantity. A. R. P.	Names of Owners.	Names of Occupiers.
85	Part of Cokeham Ham	Cokeham	7 0 0	Stubbs, John, $\frac{1}{18}$th Parts Stubbs, James, $\frac{3}{18}$th Parts Dabbs, William, Devisee in Trust of Mary Newman, deceased, $\frac{2}{18}$th Parts	Stubbs, John. Stubbs, James. Bennett, Richard.
25	Crooked Hook	Sompting	1 2 32	Smith, James Webber	Stubbs, James.
21	Part of Braziers	Broadwater	1 0 0	Wyatt, Charlotte	Inkpen, William.
4	Part of Spieer's Brook	Sompting	2 0 18	Winton, Harry	Steer, Samuel.
52	Parts of the West Mead	Cokeham	0 1 0	The same	Winton, Harry.
53			1 3 3	The same	
54			0 1 0	The same	
55			0 1 21	The same	
58	Part of Chalky Ham	The same	0 1 0	The same	The same.
60	The Slipe	The same	1 3 24	The same	The same.
62	Six Acre Brook	The same	4 1 8	The same	The same.
63	Four Acre Brook	The same	3 0 22	The same	The same.
64	Slipe under the Furze Field	The same	2 1 19	The same	The same.
81	The East Lag	The same	0 3 30	The same	The same.
69	Part of the Poor's Ten Acres	Worthing	0 2 10	Wood, Reverend Peter Margisson, William Newland, John Newland, Harry Penfold, Edward Carter, Charles Botting, Henry Hide, Edward	Newland, George.

SCHEDULE C. to which this Act refers.

No. on Plan.	Names of Lands.	Where situated.	Quantity. A.	R.	P.	Names of Owners.	Names of Occupiers.
106	Sea Ground - -	Lancing - -	11	3	36	Biddulph, John, Esquire -	Grinsted, Nathan.
109	Sea Ground - -	The same - -	8	3	24	The same - - -	The same.
108	An Allotment -	The same - - -	3	2	15	Dabbs, William - -	Dabbs, William.
104	An Allotment -	The same - - -	2	2	38	Holmes, Robert - -	Goodman, Samuel.
101	West Brook under the Bank - -	Broadwater and Lancing -	1	1	39	Lloyd, James Martin, Esquire	Lloyd, James Martin, Esquire.
102	Middle Brook under the Bank -	Lancing - - -	3	3	14	The same - -	The same.
103	East Brook under the Bank - -	The same - - -	5	3	37	The same - - -	The same.
110	Shop's Brook - -	The same - - -	3	1	15	The same - - -	The same.
111	The Manor Piece -	The same - -	0	3	7	The same - - - -	The same.
112	The Manor Piece -	The same - - -	0	3	32	The same - -	The same.
105	An Allotment -	The same - - -	0	1	16	Smith, Frances - -	Steel, William.
07	An Allotment - -	The same - - -	0	0	20	Steel, William - -	Steel, William.

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