



ANNO QUADRAGESIMO TERTIO

GEORGI II. REGIS.

Cap. 144.

An Act for inclosing Lands in the Parish of *Beverstone*,
in the County of *Gloucester*.

[11th August 1803.]

WHEREAS there are within the Parish of *Beverstone* in the County of *Gloucester*, certain large Farms, Lands, and Fields, containing together by Estimation Two thousand two hundred Acres or thereabouts: And whereas *Michael Hicks Beach* Esquire, is the Owner or Proprietor of all the said Farms, Lands, and Fields within the said Parish, (except certain Pieces of Land called *Crabtree Hay*, *North Hills*, and *Ash Piece*, and containing in the Whole Eight Acres or thereabouts, belonging to *William Wickes*, and the Glebe Lands herein-after mentioned): And whereas there are within the said Parish certain Glebe Lands belonging to the Rectory of *Beverstone*, lying intermixed with the Lands and Fields of the said *Michael Hicks Beach*; which Glebe Lands are supposed to contain One hundred Acres or thereabouts: And whereas the King's most Excellent Majesty, in Right of His Crown, is Patron of the Rectory of *Beverstone*; and *Thomas Pettat* Clerk, is Rector of the said Rectory, and as such is entitled to the Rectorial House with the Buildings and other Appurtenances belonging thereto, and to the Glebe Lands lying dispersed and intermixed as aforesaid; and the said *Thomas Pettat*, as Rector as aforesaid, is also entitled to certain inclosed Glebe Lands lying within the said Parish of *Beverstone*, and to all Tythes whatsoever yearly arising, growing, or renewing within the same Parish: And

[Loc. & Per.]

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whereas

whereas an Act was passed in the Forty-first Year of the Reign of His present Majesty, intituled, *An Act for consolidating in One Act, certain Provisions usually inserted in Acts of Inclosure, and for facilitating the Mode of proving the several Facts usually required on the passing of such Acts*: And whereas by reason of the very dispersed and intermixed State of such Part of the said Glebe Lands, as are now ascertained, and of the uncertain Situation of the other Parts thereof, and of the great Inconvenience from Time to Time arising thereby, it would be a considerable Benefit and Convenience as well to the said *Michael Hicks Beach* and the said *William Wickes*, as to the said *Thomas Pettat* as Rector as aforesaid, and would much improve their said respective Properties, if the same, and the Lands and Grounds with which they are intermixed, were divided and allotted, and such Part or Parts thereof as should be set out and allotted in lieu of the said Glebe Lands inclosed; but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *Francis Webb* of the Close of *New Sarum*, in the County of *Wilts* Gentleman, and his Successors, to be elected in Manner herein after mentioned, shall be and he is hereby appointed a Commissioner for the Purpose of setting out, dividing, allotting, and inclosing a specifick Part or Parts of the Lands in the said Parish of *Beverstone*, in lieu of the Rector's Right to certain Glebe Lands, and for effecting the other Purposes in him vested by virtue of this and the said recited Act; subject nevertheless to the Rules, Orders, and Directions, mentioned and contained in the said recited Act, except where the same are by this Act varied or altered.

Commissioner appointed.

Power to appoint a new Commissioner.

II. And be it further enacted, That when and as often as the said Commissioner, or any other Commissioner to be appointed in Manner herein-after mentioned, shall die, or refuse to act, or become incapable of acting as a Commissioner for the Purposes of this and the said recited Act, then and in any of the said Cases or otherwise, the said *Michael Hicks Beach*, his Heirs or Assigns, and the said *Thomas Pettat*, or the Rector for the Time being of the said Parish of *Beverstone*, shall and they are hereby authorized, by Writing under their Hands to elect and appoint some other Person, (not interested in the said Division and Inclosure), to be a Commissioner in the Room and Stead of the Commissioner hereby nominated and appointed; and every such Commissioner so to be appointed, shall have the like Powers and Authorities in the Execution of this and the said recited Act, as are hereby given to the said Commissioner herein-before named; which Appointment shall be in Writing, and shall be annexed to and deposited with the Award of the said Commissioner.

Allowance to Commissioner.

III. And be it further enacted, That the said Commissioner shall be allowed the Sum of Two Pounds and Two Shillings, and no more for his Trouble and Expences for each and every Day he shall necessarily attend in the Execution of the Powers of this Act, (Days of travelling from and to his House included); the same to be in full Satisfaction for all the Trouble and Expences which he shall be put to in the Execution of the Powers and Authorities vested in him in and by this Act.

IV. And

IV. And be it further enacted, That the said Commissioner shall give Notice of Meeting. to the said *Michael Hicks Beach*, his Heirs or Assigns, and unto the said *Thomas Pettat*, or the Rector of the said Parish of *Beverstone* for the Time being, Ten Days Notice in Writing of the Time and Place of his First and every other Attendance or Meeting for executing the Powers hereby vested in him, (Attendances or Meetings by Adjournment from Day to Day, and such other Attendances or Meetings as shall be had with the Consent or Approbation of the said *Michael Hicks Beach*, his Heirs or Assigns, and of the said Rector, or of their respective Agents or Attornies only excepted); and that such First Attendance or Meeting shall be held as soon as may be after the passing of this Act; at which First Attendance or Meeting, or at such other Time or Times as the said Commissioner shall appoint for that Purpose, the said *Michael Hicks Beach*, his Heirs or Assigns, and the said *Thomas Pettat*, or the Rector of *Beverstone* for the Time being, or their respective Agents or Attornies, shall severally deliver a Schedule in Writing under their respective Hands, containing, according to the best of their Knowledge, Information, and Belief, the Situations, Quantities, and Particulars of all the Glebe Lands as well inclosed as dispersed and intermixed as aforesaid, within the said Parish of *Beverstone*: Provided always, that such Schedules or either of them shall not be binding or conclusive to or upon the Parties, or either of them, nor shall the said Commissioner be bound thereby if he be dissatisfied therewith.

V. Provided always, and be it further enacted, That all other Notices Other Notices how to be given. necessary or requisite to be made and given by the said Commissioner, shall be so made and given in Manner aforesaid.

VI. And be it further enacted, That the said Commissioner shall make Admeasurement and Valuation to be made. or cause to be made a just, fair, and impartial Admeasurement and Valuation of all the Lands and Fields intended by this Act to be set out, divided, allotted, and inclosed.

VII. And be it further enacted, That when the said Commissioner shall have fully and completely made and settled, or caused to be made and settled, such Admeasurement and Valuation as aforesaid, he shall and is hereby authorized and required to set out and allot unto and for the said *Thomas Pettat* and his Successors Rectors as aforesaid, such old Inclosures or such Parcel or Parcels of Open and uninclosed Lands and Fields in the said Parish of *Beverstone*, belonging to the said *Michael Hicks Beach*, as shall in the Judgement of the said Commissioner be a full Equivalent and Compensation for the Whole of the said dispersed and intermixed Glebe Lands, and also for all or any Part of the said inclosed Glebe Lands. Allotment to Rector for Glebe.

VIII. Provided always, and be it further enacted, That the Land so to be set out and allotted to the said Rector as aforesaid, shall be situate as near as may be to the Rectory House of *Beverstone* aforesaid; and that no such Allotment or Allotments shall be made in lieu of the said inclosed Glebe Lands, or any Part thereof, without the Consent of the said *Michael Hicks Beach*, his Heirs or Assigns, and the Rector of the said Rectory of *Beverstone* for the Time being, testified by their signing the said Award of the said Commissioner, or some other Writing or Writings for

for that Purpose, and also of the Lord Bishop of *Gloucester* for the Time being, testified by Writing under his Hand.

Fencing Al-
lotments to
Rector.

IX. And be it further enacted, That the said Allotment, Parcel or Parcels of Land, so to be set out and allotted to the said Rector and his Successors as aforesaid, shall be inclosed and fenced on the Outward Boundaries thereof, and on such Part and Parts as are not already fenced, with such Materials and in such Manner as the said Commissioner shall by Writing under his Hand, or by his said Award order or direct; and shall be subdivided by such Fences and in such Manner as aforesaid, into several Inclosures, as equal in Size as may be, so that no such Subdivision shall exceed Twenty-five Acres; and that such respective Outward and Subdivision Fences shall be made and completed by and at the Expence, Costs, and Charges of the said *Michael Hicks Beach*, at such Times and in such Manner as the said Commissioner shall by such Writing as aforesaid, or by his said Award, order and direct; and in case any of the said outward or boundary Fences shall consist of Quick Hedges, the same shall be kept in Repair and be protected and maintained for the Term of Seven Years from the Date of the said Award, by and at the Expence of the said *Michael Hicks Beach*, his Heirs or Assigns; and that all other Fences of Lands which shall be so set out and allotted to the said Rector, shall after the making thereof be for ever maintained and kept in Repair by the Rector for the Time being of the said Rectory of *Beverstone*.

Allotments of
the Residue.

X. And be it further enacted, That after the said Commissioner shall have set out and made the Allotment or Allotments in lieu of Glebe Land as aforesaid, all the Residue and Remainder of the said Fields and Lands in the Parish of *Beverstone* aforesaid, (other than ancient Inclosures) shall be set out and allotted unto the several Persons who at the Time of setting out and allotting the same shall be entitled thereto or interested therein, according and in Proportion to their several Part and Parts, Share and Shares therein, to be ascertained by such Ways and Means as to the said Commissioner shall seem just, reasonable, and expedient, (save and except the said Rector in respect to the Land for and in lieu of which such Allotment or Allotments as aforesaid shall be made to him).

Allotment to
William
Wickes.

XI. Provided always, and be it further enacted, That the said Three Parcels of Land belonging to the said *William Wickes* shall be set out and allotted to him or the Owner thereof for the Time being.

Tythes to be
valued.

XII. And whereas it is expedient that all Tythes, both Great and Small, and all Dues in lieu of such Tythes, arising and renewing out of, in, or upon the several Estates, Lands, and Grounds within the said Parish of *Beverstone*, should be abolished and extinguished, and that in lieu thereof a full and adequate Compensation and Satisfaction should be made, directed, appointed, and awarded unto and for the Rector of the said Rectory of *Beverstone* for the Time being; be it further enacted, That the said Commissioner shall and he is hereby required to make or cause to be made a Valuation of all the Tythes, both Great and Small, and Dues in lieu of Tythes due and payable within the said Parish, to the Rector of the said Rectory of *Beverstone*, according to their real, just, and intrinsic Value; and after making such Valuation, the said Commissioner shall ascertain
from

from the *London Gazette*, or such other Ways or Means as he shall think proper, what hath been the Average Price of good Marketable Wheat in the said County of *Gloucester*, during the Term of Twenty Years next preceding the passing of this Act, and shall in and by his said Award distinctly ascertain and set forth what Quantity of such Wheat shall in his Judgement, according to such Average Price as aforesaid, be equal in Value to all the Tythes both Great and Small, and Dues in lieu of Tythes, arising and renewing, due and payable as aforesaid out of the respective Estates, Lands, and Grounds within the Parish, belonging to each respective Proprietor, according to the Valuation to be made as aforesaid; and shall also by Examination of Witnesses upon Oath, (which Oath the said Commissioner is hereby empowered to administer), and by other proper and sufficient Evidences and Information, enquire and ascertain what Proportion of the said Tythes and Dues in lieu of Tythes hath been paid or is due and payable as aforesaid unto the Rector of the said Rectory of *Beverstone*, and from what particular Estates, Lands, and Grounds the same hath been paid or is respectively due and payable as aforesaid.

Average Price of Wheat to be ascertained.

and what Quantity will be equal to the Tythe.

XIII. And be it further enacted, That there shall be paid and payable from Time to Time for ever to the Rector of the said Rectory of *Beverstone* for the Time being, such respective yearly Rents or Sums of Money out of the several Estates, Lands, and Grounds belonging to the several Proprietors within the said Parish of *Beverstone*, as shall be equal in Value to the Quantity of Wheat so to be ascertained and set forth as aforesaid; which said respective yearly Rents or Sums of Money shall be and are hereby declared to be in lieu of and in full Bar, Satisfaction, Compensation, and Extinguishment of and for all Tythes, and all Proportions of Tythes both Great and Small, and all Dues in lieu of such Tythes, now arising or to arise as aforesaid, and become due and payable out of all Estates, Lands, and Grounds within the said Parish of *Beverstone*, to the Rector of the said Rectory of *Beverstone*, (except the usual and accustomed Surplice Fees, *Easter Offerings*, and Mortuaries); and the said respective yearly Rents or Sums of Money shall be payable and paid to the Rector of the said Rectory at the Rectory or Parsonage House, or at such Place or Places within the said Parish, or within Four Miles therefrom, as the Rector of the said Rectory for the Time being shall appoint, by Two even Half-yearly Payments in every Year for ever, (that is to say) on the Twenty-fifth Day of *March* and the Twenty-ninth Day of *September*, the First Payment thereof to grow due and be made on such of the said Days as the said Commissioner shall in and by his said Award, or by any other Writing or Writings under his Hand, order and direct; and all Tythes both Great and Small, and Dues in lieu of such Tythes arising or renewing out of the said several Estates, Lands, and Grounds, or to arise as aforesaid within the said Parish, and due or payable to the Rector of the said Rectory of *Beverstone*, shall cease and be for ever extinguished and abolished at such Time as the said Commissioner shall in and by his said Award, or other Writing or Writings under his Hand, order and direct.

Rents in Money equal to such Quantities of Wheat to be paid in lieu of Tythes.

Surplice Fees, etc. excepted.

To be paid Half yearly.

XIV. And be it further enacted, That it shall be lawful as well for the Rector of the said Rectory of *Beverstone* for the Time being, as also for a Majority in Value of the Proprietors of the Estates, Lands, and Grounds within the said Parish of *Beverstone* for the Time being, at any Time after the Expiration of Fourteen Years from the Day to be fixed by the said

For re-ascertaining the Price of Wheat.

[*Loc. & Per.*]

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Commissioner

Commissioner as aforesaid for the First Payment of the said yearly Rents or Sums of Money, by Writing under his or their Hand or Hands, to apply to the Justices at any Quarter Sessions of the Peace to be holden for the said County of *Gloucester*, (first giving Notice in Writing to the other Party or Parties, at least Three Calendar Months before such Application of his or their Intention so to do), to have the Average Price of Wheat again enquired of and ascertained; and the said Justices shall and they are hereby authorized and required, at the same or at the next Quarter Sessions of the Peace to be holden in and for the said County, to enquire into and ascertain, by or from or by Means of the *London Gazette*, so long as the Returns of the Average Price of Corn and Grain shall be published therein; and in case of no such Publication, then by such other Ways and Means as they shall think equitable or proper, the Average Price of good Marketable Wheat within the said County of *Gloucester* for the Term of Fourteen Years, next preceding such Application; and after such Average Price shall have been so ascertained and fixed, the Amount of all future Payments of the said respective yearly Rents or Sums of Money in lieu of Tythes as herein-before mentioned, shall be equal in Value to the said Quantity of Wheat, according to the Average Price which shall have been last ascertained and fixed by the said Court of Quarter Sessions in Manner aforesaid; and so from Time to Time as often as any Application shall be made as aforesaid, but no such Application shall be made before the Expiration of Fourteen Years from the Time any such Average Price shall have been last ascertained and fixed in pursuance of this Act; and the Rector of the said Rectory of *Beverstone* for the Time being, and his Lessee shall and may have and exercise such and the same Powers and Remedies for recovering the said yearly Rents or Sums of Money, when the same shall be in Arrear, together with all Costs and Charges thereby to be incurred, as by Law are provided and given to Landlords for Recovery of Fee Farm or Rack Rents in Arrear, and all Lands and Estates charged with the said yearly Rents or Sums of Money, shall always remain liable to the Payment of all Arrears thereof respectively, notwithstanding they may be in the Occupation of a new Owner or Tenant.

Power to Rector for recovering Rents.

A Proportion to be paid up to the Cession, etc. of Rector.

Rents may be apportioned.

XV. And be it further enacted, That it shall be lawful for the Owner of each and every Estate in the said Parish of *Beverstone* for the Time being, upon a Division thereof, either by Sale, Devise, or otherwise, to apportion and charge each and every Part of the Estate so divided with a due and fair Proportion of the said yearly Tythe Rents: Provided in every such Division, due Regard be had to the Quantity of Acres in, and the Rate by the Acre to be ascertained by the said Commissioner, upon the Whole or any Part of such Estate; and that each and every Division be made to bear a fair and just Proportion of the said yearly Tythe Rent so ascertained by the said Commissioner as near as may be, and as the Power of recovering the Arrears of the said yearly Tythe Rents is herein-before extended to the Whole of each and every Estate, the said Power shall continue and remain the same, until a Division of the Estate and Apportionment of the said yearly Tythe Rents shall be made known to the Rector of the said Rectory for the Time being, by a Notice thereof in Writing from the Parties, and after such Notice the said Power of Distress and Recovery of Rents so apportioned and being in Arrear, shall be upon each and every Division so made in the like Manner, as it is and by this Act directed upon the Whole of each of the Estates so divided as aforesaid.

XVI. And

XVI. And in order to prevent any Difficulty or Inconvenience to the said Rector and his Successors, by the Division of any Estate by Sale or otherwise, and to facilitate the future Regulation of the said yearly Tythe Rents; be it further enacted, That the said Commissioner shall, and he is hereby required to make, or cause to be made, Two complete Schedules or Descriptions of each and every Allotment and Parcel of ancient Inclosure, with the Name of the Owner thereof, the exact Measure in Statute Acres, Roods, and Perches, the yearly Tythe Rents issuing out of each respectively, and the Quantity of Wheat, in Bushels and decimal Parts of a Bushel, which is to govern each of the said future yearly Tythe Rents payable to the said Rector, and the Rate by the Acre by which the said yearly Tythe Rents shall be charged as aforesaid, and such other Requisites as shall be judged to be proper or necessary by the said Commissioner to render every Matter respecting the said yearly Tythe Rents clear and plain in future; which said Schedules or Descriptions shall be signed by the said Commissioner, and one deposited in the Registry of the Bishop of *Gloucester*, and the other annexed to the Award of the said Commissioner.

Schedules to be made of Allotments, and the Rents issuing out of them respectively, and of the Rate per Acre, etc.

XVII. And be it further enacted, That it shall be lawful for all or any of the Persons to whom the Residue of the Lands and Grounds hereby directed to be divided and allotted, shall be set out and allotted, to inclose his or their respective Allotment or Allotments, or any Part thereof, in such Manner as he or they shall think fit; and all and every the Allotment and Allotments which shall be made by virtue of this Act, shall, from the Time of making thereof, be discharged of all Right of Common whatsoever, if any such Right shall exist.

Proprietors may inclose their Allotments.

XVIII. And be it further enacted, That all and every Tenant and Occupier under any Agreement or Letting for any Term of Years, or from Year to Year, of any of the Open Fields, Meadows, Pastures, or Inclosures within the said Parish of *Beverstone*, which shall be allotted or exchanged by virtue of this Act, shall (immediately after the Execution of the Award of the said Commissioner, or within such other Time as the said Commissioner shall appoint, and whereof Notice in Writing shall be given for that Purpose), give and resign up the full and peaceable Possession of such allotted or exchanged Lands, and the old inclosed Lands and Tenements held therewith, to the Person or Persons to or with whom the same shall be respectively allotted or exchanged or belong; such respective Tenants and Occupiers of such allotted or exchanged Lands, and old inclosed Lands and Tenements, receiving from the said respective Owners and Proprietors thereof such Satisfaction as the said Commissioner shall ascertain, order, direct, or appoint to be paid to such Tenant or Tenants respectively, on Account thereof, or as an Equivalent for the Loss or Losses he, she, or they shall respectively sustain thereby, and also for and on Account of their respective following or waygoing Crops, (if entitled to any), and if the Money so to be ascertained as aforesaid, shall not be paid to the Person or Persons entitled to receive the same, within Ten Days after Demand made thereof, it shall be lawful for the said Commissioner, and he is hereby required, to raise and levy the same for the Use and Benefit of the Person or Persons entitled thereto, by such Ways and Means as the Costs, Charges, and Expences of obtaining and executing this Act may be raised and recovered, or the same may be re-

Leases at Rack Rent to be given up.

covered

covered by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*.

Lands allotted and taken in Exchange to be held under the same Tenure, *etc.*

XIX. And be it further enacted, That all and every the Allotment and Allotments to be made by virtue of this Act, in or upon the said Lands and Grounds hereby intended to be divided and allotted, and all and every Messuages, Lands, Tenements, and Hereditaments allotted and received in Exchange, under and by virtue of the said recited Act and this Act, shall, from and after the Execution of the said Award, be held under and subject to the same Tenures, Services, Rents, Chief Rents, Quit Rents, Covenants, Settlements, Charges, Terms, Clauses, and Provisoos, as the Lands and other Property in lieu or in respect of which they were so respectively allotted or received in Exchange were held and enjoyed.

Wills and Settlements not to be affected.

XX. Provided always, That nothing in this Act contained shall extend or be construed to extend to revoke, make void, alter, or annul any Will or Settlement, or to prejudice any Person or Persons having any Right or Claim of Dower, Jointure, Portion, Debts, Rents, or Incumbrances, out of, upon, or affecting any of the Messuages, Buildings, Lands, or Grounds to be divided, allotted, inclosed, or exchanged as aforesaid, or any Part or Parts thereof respectively; but that the respective Persons to whom any Lands or Hereditaments shall be allotted or given in Exchange by virtue of this Act, shall be seised thereof to such and the same Uses, and for such and the same Estates, and subject to such and the same Wills, Jointures, Rent Charges, and Incumbrances, and no other, as the Messuages, Buildings, Lands, Grounds, and Hereditaments, whereof such Person was seised or possessed at or immediately before the Execution of the Award to be made by the said Commissioner, or for which or in respect whereof such Allotments or Exchanges shall be made, would have been subject to be charged with or affected by in case this Act had not been made.

For paying the Expences of the Act.

XXI. And be it further enacted, That the Costs, Charges, and Expences incident to and attending the obtaining and passing this Act, and of surveying, admeasuring, valuing, dividing, and allotting the Lands, Grounds, and Premises to be divided and allotted in pursuance of this Act and the said recited Act, and of preparing and enrolling the Award of the said Commissioner, and of the Copies thereof, and all the Charges and Expences of the said Commissioner, his Assistants and Servants, and all other necessary Expences of the several Persons to be employed by the said Commissioner, in and about the Premises, shall be borne and paid by the said *Michael Hicks Beach*, his Heirs and Assigns:

Expences of Exchanges to be borne by the Parties.

XXII. Provided always, That all Costs, Charges, and Expences attending the making and completing any Exchanges, shall be paid and borne by the several Persons making such Exchanges, (except the said *Thomas Pettat* and his Successors, in respect of any Exchange to be made by him or them, of his or their said Allotment or Allotments in lieu thereof), in such Manner and in such Proportions as the said Commissioner shall order and direct.

XXIII. And

XXIII. And be it further enacted, That as soon as conveniently may be, after the Division and Allotment of the said Lands and Fields shall be made and compleated pursuant to the Directions of this Act, the said Commissioner shall form and draw up, or cause to be formed and drawn up, an Award or Instrument in Writing, with One or more Plan or Plans thereto annexed, in the Manner prescribed by the said recited Act; which said Award or Instrument, and Two Copies thereof, shall be fairly ingrossed or written on Parchment, and be signed by the said Commissioner, and a Copy of the said Plan shall be made and annexed to each Copy of the said Award; One of which said Copies shall, within Twelve Calendar Months after the same shall be signed as aforesaid, be deposited with the Clerk of the Peace for the County of *Gloucester*, who is hereby required to receive, keep, and deposit the same amongst the Records of the said County, (for receiving of which Two Guineas, and no more, shall be demanded or paid), to the end that Recourse may be had thereto, by all Persons interested in the said Division and Inclosure, for the Inspection of which said Award One Shilling shall be paid, and no more; and a true Copy thereof, when and as often as the same shall be required, shall be delivered to any Person or Persons, signed by the Clerk of the Peace, or his Deputy for the Time being, purporting the same to be a true Copy, for which no more than Two-pence *per* Sheet, reckoning Seventy-two Words to each Sheet, shall be paid; which said Copies so to be signed by the said Commissioner, or by the Clerk of the Peace, or his Deputy, and also the original Award or Instrument, shall be admitted as legal Evidence in all Courts whatsoever; and the said Commissioner is hereby directed to deliver the other Copy so signed by him, with a proper Plan or Plans thereto annexed, unto the Churchwardens of the said Parish of *Beverstone* for the Time being, to be by them the said Churchwardens deposited in the Parish Chest of *Beverstone* aforesaid, to the end that Recourse may be had thereto by the several and respective Proprietors or Parties interested; and the said original Award, and Plan or Plans annexed, shall be deposited in a Box or Chest, in such secure Place and with such Person as the said Commissioner shall order and direct.

Award to be made.

XXIV. And be it further enacted, That if any Person or Persons shall think him, her, or themselves aggrieved by any Thing done in pursuance of this Act, then and in such Case, (except as to such Claims, Matters, and Things as are authorized to be tried, settled, or determined by the Verdict of a Jury, or where any of the Clauses or Provisions of the said recited Act or this Act shall express that the same shall be final and conclusive), he, she, or they may appeal to the next General Quarter Sessions of the Peace which shall be held for the County of *Gloucester*, within Three Calendar Months next after the Cause of Complaint shall have arisen, giving Ten Days Notice of such Appeal to the said Commissioner; and the Justices of the Peace at the said General Quarter Sessions are hereby required to hear and determine the Matter of every such Appeal, and make such Orders therein and award such Costs as to them in their Discretion shall seem reasonable, and by their Order or Warrant to levy the Costs which shall be so awarded by Distress and Sale of the Goods and Chattels of the Party or Parties liable to pay the same, rendering the Overplus (if any) to the Owner or Owners of such Goods and Chattels, after deducting the reasonable Charges of such Distress and Sale; which Determination of the Justices shall be final and conclusive to all Parties concerned,

Appeal to the Quarter Sessions.

concerned, and shall not be removed or removeable by *Certiorari*, or any other Writ or Proceſs whatſoever, into any of His Majesty's Courts of Record at *Westminster*; provided that no ſuch Appeal ſhall be made from any Act of the ſaid Commiſſioner after he has ſigned and deposited his Award as herein-before mentioned.

General
Saving.

XXV. Saving always to the King's moſt Excellent Maſteſty, His Heirs and Succeſſors, and to all and every other Perſon or Perſons, Bodies Politick and Corporate, his, her, and their Heirs, Succeſſors, Executors, and Adminiſtrators, all ſuch Eſtate, Right, Title, and Intereſt, (other than ſuch as are meant and intended to be barred and deſtroyed by this Act), of, in, to, or in reſpect of the Lands and Premises ſo hereby directed to be divided, allotted, and incloſed, as he, ſhe, or they, or any or either of them, might or could have had or enjoyed, in caſe this Act had not been made.

Declaring the
Act publick.

XXVI. And be it further enacted, That this Act ſhall be printed by the Printer to the King's moſt Excellent Maſteſty, and when ſo printed may be given in Evidence in all Courts of Juſtice, and before all Judges and Juſtices whomſoever, who ſhall take judicial Notice thereof, in like Manner as if the ſame had been declared to be a publick Act.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's moſt Excellent Maſteſty. 1803.