



ANNO NONO

# GEORGII IV. REGIS.

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## *Cap. lxxxix.*

An Act for more effectually draining and improving the Lands and Grounds lying in *Great and Little Waldersey* in the Parishes of *Wisbech Saint Peter's* and *Elm* in the *Isle of Ely*. [23d May 1828.]

**W**HEREAS an Act was passed in the Fourth Year of the Reign of His late Majesty King *James* the First, intituled *An Act for the draining of certain Fens and Low Grounds in the Isle of Ely, subject to hurt by surrounding, containing about Six thousand Acres, compassed about with certain Banks commonly called and named the Ring of Waldersey and Cooldham*: And whereas certain Persons in the said Act named undertook to drain the said Fens and Low Grounds, and made certain Cuts and Drains, and erected certain Mills or Engines, and did other Works in, through, and upon the said Fens and Low Grounds in the said Act mentioned, for the Purpose of draining the same: And whereas the Powers and Provisions of the said Act are insufficient for the effectual Drainage and Improvement of the said Fens and Low Grounds, and it is expedient that the said Act should be repealed: And whereas the Lands and Grounds lying in *Great and Little Waldersey* in the Parishes of *Wisbech Saint Peter's* and *Elm* in the *Isle of Ely* in the County of *Cambridge*, containing Five thousand Acres or thereabouts, being Part of the Lands and Grounds comprised in the said recited Act, and abutted and bounded as follows; (that is to say,) by the Banks beginning at a Place where a Mill called *Keek's Mill* anciently stood,

[Local.] 20 X and

4 Jac. 1. c. 13.



and from thence by *Tower House* to *Hobb's House* and so to *Tilney Hurne*, from *Tilney Hurne* by a public Road to the East End of a Bank called the *Dean's Bank*, from thence by and along the said *Dean's Bank* to a certain public Road dividing the Lands in *Coldham* from the Lands in *Waldersey*, by the said public Road Northward to the North End of *Redmore Dike*, and by *Redmore Dike* aforesaid to *Begbroke* and from thence by *Gold Dike* to the said Place where *Keel's Mill* aforesaid anciently stood, are much annoyed with Waters for Want of a proper Drainage, and if the same were effectually drained great Benefit would accrue as well to the Owners and Proprietors of the same Lands and Grounds as to the Public; but there are no Powers or Provisions now in force by virtue of or under any Commission of Sewers or Law in being sufficient for effecting the same, and the said Lands and Grounds in *Great* and *Little Waldersey* aforesaid cannot be effectually drained 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 the said recited Act, and every Clause, Matter, and Thing therein contained, shall be and the same is and are hereby repealed.

Recited Act  
repealed.

Appointment  
of Commis-  
sioners.

II. And be it further enacted, That every Person who is or shall be the sole Proprietor of Fifty Acres, or of an undivided Share which if divided would amount to ~~Fifty Acres~~ by Admeasurement of the said Lands and Grounds so abutted and bounded as aforesaid, and every Person who is or shall be the Husband, Trustee, Committee, or Guardian of or for any such Proprietor as aforesaid, shall be and is hereby appointed a Commissioner for executing this Act, and the several Powers and Provisions hereof, for the Time during which such Person shall be a sole Proprietor, Husband, Trustee, Committee, or Guardian as aforesaid; and where there are or shall be Two or more Proprietors as Tenants in Common of Fifty Acres by Admeasurement of the said Lands and Grounds, if upon a Division thereof between the said Proprietors none of them would be entitled to Fifty Acres thereof by Admeasurement, and where there are or shall be Two or more joint Trustees, Committees, or Guardians of or for any such Proprietor, or Proprietors as is and are herein-before mentioned, One only of such Proprietors, Trustees, Committees, or Guardians, to whom an Authority shall be given for that Purpose by the other or all the others of them by Writing under his, her, or their Hand or Hands, shall be and is hereby appointed a Commissioner for executing this Act, and the several Powers and Provisions hereof, for the Time during which such Persons shall be Proprietors, Trustees, Committees, or Guardians as aforesaid, and during which such Authority shall continue unrevoked by the Person or Persons who shall have given the same, or who is, are, or shall be for the Time being entitled to give or revoke the same.

Bishop of  
Ely may  
nominate  
One Com-  
missioner.

III. And be it further enacted, That the Lord Bishop of *Ely* for the Time being, by Writing under his Hand, such Writing to be certified at the next Meeting after the signing thereof, shall and may



from Time to Time nominate and appoint One Commissioner for putting this Act in execution; and such Commissioner so to be nominated and appointed as aforesaid shall be and he is hereby vested with the same Powers and Authorities as the Proprietors hereby appointed Commissioners are vested with by virtue of this Act; and any Person or Persons who is or shall be the Proprietor or Proprietors of One hundred Acres, or of any undivided Share which if divided would amount to One hundred Acres by Admeasurement of the said Lands and Grounds, or the Husbands, Trustees, Committees, or Guardians of any such Proprietor, by Writing under his, her, or their Hand or Hands, to be certified also at the next Meeting after the signing thereof, shall have Power and Authority from Time to Time to nominate and appoint One Person to be a Deputy for any such Proprietor or Proprietors respectively, which Person so to be deputed shall be entitled, until such Nomination and Appointment shall be revoked, to act as a Commissioner for executing this Act, and the several Powers and Provisions hereof, for and in the Absence of the Proprietor or Proprietors by whom he shall have been so deputed, in the same Manner as the Commissioners are hereby authorized to execute the same; and every Proprietor or Proprietors of One thousand Acres and upwards by Admeasurement of the said Lands and Grounds, or the Husbands, Trustees, Committees, or Guardians of such last-mentioned Proprietor or Proprietors, shall have Power and Authority in like Manner to nominate and appoint One Commissioner for executing this Act, and the Powers and Provisions hereof, for each Three hundred Acres of which he, she, or they shall be Proprietor or Proprietors as aforesaid; provided that no such last-mentioned Proprietor or Proprietors shall in any Case be authorized to appoint more than Three such Commissioners.

Power to appoint Deputies.

IV. Provided always, and be it further enacted, That no Person shall act as a Commissioner or Deputy Commissioner for any of the Purposes of this Act during any Time whilst he shall hold any Place of Profit or be concerned or interested directly or indirectly in any Contract or Contracts under the said Commissioners.

No Person holding any Place of Profit to act.

V. And be it further enacted, That if any Person shall act as a Commissioner in the Execution of this Act, not being duly qualified in manner herein-before mentioned, or being disqualified to act as a Commissioner by any of the Reasons aforesaid, (other than and except such Persons as shall be nominated and appointed to act as Commissioners or Deputy Commissioners as aforesaid,) or if any Person or Persons not being duly qualified or being disqualified as aforesaid shall appoint a Deputy to act in his, her, or their Stead, who shall act in consequence of such Appointment, every Person so offending in any of the Cases aforesaid shall for every such Offence forfeit the Sum of Fifty Pounds, to be recovered, with full Costs of Suit, by any Person or Persons who shall inform or sue for the same, in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Pleas of the *Isle of Ely*, and a Verdict shall be found against every such Person who shall be informed against or sued as aforesaid, unless he or she shall prove his or her Qualification according to the Intent and Meaning of this Act: Provided always, that all Acts

Penalty on acting or appointing without being qualified.

and



and Proceedings of any Person or Persons acting as a Commissioner or Commissioners in the Execution of this Act, though not duly qualified or being disqualified as aforesaid, previously to a Verdict or Verdicts being obtained against him or them for so acting contrary to the Intent and Meaning of this Act, shall, notwithstanding such subsequent Conviction, be as good, valid, and effectual as if such Person or Persons had been duly qualified to act as a Commissioner or Commissioners according to the Directions of this Act.

Meetings of  
Commis-  
sioners.

VI. And be it further enacted, That the said Commissioners shall hold one Annual or General Meeting in every Year, (to wit,) on the First Friday in the Month of May, at the *White Hart Inn* in *Wisbech Saint Peter's* aforesaid, or at such other Time, Place or Places as they the said Commissioners shall see Cause or think convenient, and shall and may from Time to Time at any of their said Meetings adjourn themselves to such other Time or Times, Place or Places, as they shall think proper; and Three of the said Commissioners, and no less a Number, shall be deemed at all Times necessary to make and constitute a Meeting within the true Intent and Meaning of this Act for doing the Business and carrying the Purposes thereof into Execution; and the first Meeting to be holden in pursuance of this Act shall be holden at the *White Hart Inn* in *Wisbech Saint Peter's* aforesaid on the Third Friday next after the passing of this Act; and that Ten Days Notice of every other Meeting (except General Meetings and Meetings by Adjournment) shall be given under the Hands of Two or more of the said Commissioners or of their Clerk, and affixed in some public Place in *Wisbech Saint Peter's* aforesaid, and on the principal outer Doors of the Parish Churches of *Wisbech Saint Peter's* and *Elm* aforesaid, and also advertised Once at least before the holding of such Meeting in the *Cambridge Chronicle* or in some other Country Newspaper usually circulated in the said *Isle of Ely*; and at all the Meetings holden under the Authority of this Act the Commissioners present shall bear and defray their own Expences, except any Sum not exceeding Ten Shillings for the Use of the Room in which such Meetings may be holden.

Proceedings  
to be at  
Meetings  
only.

Chairman to  
be appointed.

VII. And be it further enacted, That no Act of the said Commissioners shall be good or valid unless the same shall be done or ordered to be done at some Meeting or adjourned Meeting holden under the Authority of this Act (except signing Notices for calling Meetings, or other Notices as herein-after particularly mentioned, or signing any Warrant of Distress); and all the Powers and Authorities granted to or vested in the said Commissioners shall and may from Time to Time be exercised by the major Part of them present at any Meeting, the whole Number present at such Meeting or Meetings not being less than Three (except in Cases otherwise provided for by this Act); and the Commissioners present at every Meeting or adjourned Meeting shall and may elect a Chairman, who in case of an Equality of Votes on any Question (including the Vote of such Chairman) shall have the decisive or casting Vote; and the first Business done at every such Meeting or adjourned Meeting shall be the Election of such Chairman.

VIII. And



VIII. And be it further enacted, That all Orders and Proceedings of the said Commissioners shall be entered in a Book or Books to be provided for that Purpose, and such Orders and Proceedings shall be signed by the Commissioners present or the major Part of them, and being so signed shall be admitted and allowed as good and sufficient Evidence of the Orders and Proceedings of the said Commissioners in all Cases and to all Intents and Purposes whatsoever; and the said Book or Books shall be deposited with and kept by the Clerk for the Time being to the said Commissioners, and shall and may be inspected and perused at all seasonable Times by any of the said Commissioners, or by any Owners of the said Lands and Grounds so abutted and bounded as aforesaid, or by his, her, or their Agent, without Fee or Reward for the same.

Proceedings  
of Commis-  
sioners to be  
entered in  
Books.

IX. And be it further enacted, That no Order or Proceeding made or determined upon at any Meeting of the said Commissioners shall be revoked or annulled but at a subsequent Meeting, at which Five of the said Commissioners at least shall be present and concur in revoking or annulling the same, nor unless Notice of such subsequent Meeting, signed by Two at least of the said Commissioners or by their Clerk, stating the Object of such Meeting, shall be affixed and given in the Manner herein-before mentioned concerning Notices of other Meetings to be holden under and by virtue of this Act, and also advertised Twice at least before the holding of such Meeting in the *Cambridge Chronicle* or in some other Country Newspaper usually circulated in the said *Isle of Ely*.

As to revok-  
ing of Orders.

X. And be it further enacted, That it shall be lawful for the said Commissioners, by themselves, or their Officers, Agents, Workmen, or Servants, to erect, raise, build, set up, make, and cut, or cause to be erected, raised, built, set up, made, and cut, in, through, upon, or over any of the said Lands and Grounds so abutted and bounded as aforesaid, or through any of the Banks of or belonging or adjoining or near to the same Lands and Grounds, all such Mills, Engines, Sluices, Tunnels, Bridges, Banks, Dams, Headings, Forelands, Outlets, Cuts, Drains, Watercourses, and other Works as they shall think necessary and convenient for the effectual draining and improving of the said Lands and Grounds so abutted and bounded as aforesaid, or any of them, or any Part thereof; and shall have full Power and Authority over all the said Works so to be made, and also over the great Mills already set up for the draining of the said Lands and Grounds so abutted and bounded as aforesaid, and over the said Banks and the Forelands and Sides thereof, and over all the public Drains, Sluices, Tunnels, and other Works thereto belonging or now used or to be used for the draining of the said Lands and Grounds so abutted and bounded as aforesaid, or any of them, and to alter, repair, rebuild, enlarge, widen, or deepen the same; and also to take down, fell, and remove all such Trees, Wood, and Bushes standing within the Distance of Two hundred Yards, as shall at any Time or Times be an Obstruction or Impediment to the working of the said Mills or Engines already erected or to be erected under the Authority of this Act, or any of them, or to the Drainage of the said Lands and Grounds so abutted and bounded as aforesaid; and shall also have full Power and Authority to divide off, take, and use all such Lands and Here-

Power to  
make Dams,  
Tunnels, and  
other Works.

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ditaments within the Limits and Bounds aforesaid as they the said Commissioners shall judge necessary to be cut, taken, or used for erecting and building any Mill or Engine, or for making any of the said Banks, Cuts, Drains, Watercourses, Dams, Headings, or other Work or Works under this Act; and from Time to Time to take Earth, Flag, or other Soil from the said Lands or Grounds so abutted and bounded as aforesaid, or from any Lands or Grounds adjoining or lying near thereto, for making, supporting, or repairing the Banks or Works aforesaid, so that as little Damage as may be shall be thereby done, and such Satisfaction as is herein-after mentioned shall be made for the same.

Not to take Dwelling Houses, &c. without Consent.

XI. Provided always, and be it further enacted, That nothing herein contained shall extend to authorize or enable the said Commissioners to take down, remove, use, destroy, or injure any Dwelling House, or any inclosed Garden or Orchard, for any of the Purposes of this Act, without the Consent in Writing of the respective Owners thereof and other Persons interested therein, save and except all such Dwelling Houses, Gardens, or Orchards as shall have been erected, inclosed, or taken in upon or from any Waste or Common Lands or Drovers within the Space of Twenty Years next before the passing of this Act.

Works to be vested in the Commissioners.

XII. And be it further enacted, That the Property of and in the present great Mills or Engines already erected and built, and of and in the several public Sluices, Tunnels, Bridges, Banks, Dams, Forelands, Drains, Watercourses, Doors, and other Works already made, raised, set out, cut, and used for draining the said Lands and Grounds so abutted and bounded as aforesaid, and also of and in the several Mills, Engines, Sluices, Tunnels, Bridges, Banks, Dams, Headings, Forelands, Drains, Watercourses, Doors, and other Works to be erected, raised, set out, cut, made, and used under the Authority of this Act, and of and in any Land, Ground, or Hereditaments to be purchased by the said Commissioners in pursuance of the Powers herein contained, shall be fully and wholly vested in the said Commissioners, who shall at all Times have full Power, Authority, and Controul over the same and every of them; and the said Commissioners are hereby authorized and empowered to bring or cause to be brought any Action or Actions, or to prefer or order and direct the preferring of any Bill or Bills of Indictment, against any Person or Persons who shall injure or damage the same or any of them; and in all such Actions or Bills of Indictment it shall be and be deemed and taken to be sufficient to state generally that the Article or Articles, Thing or Things, for or on account of which such Action or Actions shall be brought, or such Bill or Bills of Indictment preferred, is or are the Property of the Commissioners for the *Waldersley* Drainage, without particularly stating or specifying the Name or Names of all or any of the said Commissioners.

As to the Drain ending at Grasmere Drove.

XIII. Provided always, and be it further enacted, That if at any Time after the passing of this Act it shall be thought necessary by the said Commissioners to scour out and use, for the Purpose of draining any of the said Lands and Grounds so abutted and bounded as aforesaid, the old Drain or Watercourse heretofore used for draining Part of



of the said Lands and Grounds, but lately deserted as a public Drain, and extending from certain Lands belonging to *Thomas Andrews*, situate in a certain Field called *Deansfield*, to a certain Drove called *Grasmore Drove*, then and in such Case the said Commissioners shall place or set down, or cause to be placed or set down, a Tunnel or Sluice at the End of the said Drain next *Grasmore Drove* aforesaid, with a draw-up Door or Slacker, and such Door or Slacker shall from Time to Time be kept shut down, and not drawn up or left open except only at such Times as the Water in the said Drain shall run or flow towards the main Drain.

XIV. Provided also, and be it further enacted, That in all Cases where any Bank or Banks against any of the public Drains have been made and maintained by and at the private Expence of any Owner or Owners, Occupier or Occupiers of any of the said Lands and Grounds so abutted and bounded as aforesaid, and which Bank or Banks is or are now standing on the Lands or Grounds the private Property of, or belonging to, or in the Occupation of such Owners or Occupiers respectively, such Bank or Banks shall continue and remain vested in the respective Owners or Proprietors of the Lands or Grounds whereon the same Bank or Banks is or are standing; but the same Bank or Banks shall at all Times hereafter be supported and maintained, by the respective Owners or Occupiers of the said respective Lands or Grounds whereon the same Bank or Banks is or are standing, of a sufficient and proper Height, Width, and Dimensions to protect the Lands and Grounds lying behind the same from being overflowed or injured by the running of the Waters in the Drain or Drains against which such Bank or Banks shall stand or be situate; and in case any such Owner or Owners, Occupier or Occupiers, shall at any Time neglect to support the Bank or Banks standing on or belonging to his, her, or their said Lands or Grounds, or any Part thereof, or to keep and maintain the same of such sufficient Height, Width, and Dimensions as aforesaid, for the Space of Fourteen Days next after Notice in Writing from Two or more of the said Commissioners, or their Clerk, Collector, or other Officer, given to such Owner or Owners, Occupier or Occupiers, or left at his, her, or their Place or Places of Abode for that Purpose, it shall and may be lawful to and for the said Commissioners, or their Collector or other Officer, from Time to Time, after such Neglect as aforesaid, to cause such Bank or Banks respectively to be well and sufficiently heightened, widened, and repaired at the Charge and Expence of such respective Owners or Occupiers, and by Warrant or Precept under the Hands of Two or more of the said Commissioners, to levy such Charges and Expences upon such respective Owners or Occupiers by Distress and Sale of their respective Goods, Chattels, or Effects, rendering the Overplus of the Monies which shall be levied (if any there shall be) to such Owners or Occupiers respectively.

Banks made at private Expence to remain vested in the Owners thereof.

XV. And be it further enacted, That the Commissioners acting under the Authority of this Act shall have full Power and Authority to enter into or upon any of the Lands or Grounds so abutted and bounded as aforesaid, and to take and dig Earth or Soil therefrom, and to do such other Acts as may be necessary to carry into Effect the Purposes of this Act, making Satisfaction to the Party or Parties injured

Commissioners may enter upon Lands for the Purposes of this Act, making Satisfaction for Damages;



or may purchase the same.

Bodies Politic, &c. may contract for Sale of Lands for Compensation for Damages.

injured thereby; and for that Purpose the said Commissioners are hereby empowered to agree with the Proprietors of and Persons interested in any Lands, Tenements, or Hereditaments which they the said Commissioners shall judge necessary to be dug, cut, taken, used, or entered upon for making any Bank, Sluices, Cuts, Drains, Dams, Tunnels, Outlets, Headings, or other Works hereby directed or authorized to be made or done, for the Purchaser of such Lands, Tenements, or Hereditaments, or for the Recompence to be made to such Proprietors and Persons interested for the Damages they may sustain thereby, and also to settle and ascertain in what Proportion the Sum or Sums so agreed for shall be paid to the several Persons interested in the Premises; and it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Husbands, Guardians, Trustees, and Feoffees in Trust, Committees, Executors, Administrators, and all other Trustees whatsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons who is, are, or shall be seised or interested in their own Rights, and to and for all and every other Persons and Person whomsoever, who are, is, or shall be seised, possessed of, or interested in any such Lands, Tenements, or Hereditaments, to contract for, sell, and convey unto the said Commissioners, or to such Person or Persons as they shall appoint, any Lands, Tenements, or Hereditaments for the Purposes aforesaid, or to agree with the said Commissioners for any Recompence or Compensation to be made for the Damages which may be done to any such Lands, Tenements, or Hereditaments by the Means aforesaid; and all such Contracts, Sales, Conveyances, and Agreements shall be valid and effectual in Law to all Intents and Purposes whatsoever, any Law, Statute, Usage, or Custom to the contrary notwithstanding; and all Bodies Politic, Corporate, or Collegiate, and all Persons whosoever, are hereby indemnified for what they or any of them shall lawfully do in pursuance of this Act.

Damages how to be settled and provided for.

XVI. And be it further enacted, That if any Person shall sustain any Damage in his, her, or their Lands, Tenements, or Hereditaments, by reason of the Execution of any of the Powers by this Act given, and the said Commissioners shall not agree with the Party concerned about the same, and the Compensation, Recompence, and Satisfaction to be made and paid in respect thereof, then and in such Case the said Commissioners shall and they are hereby empowered and required to sign a Requisition or Warrant, in Writing under their Hands, to the Chief Bailiff of the *Isle of Ely*, commanding him to empanel, summon, and return, and he is hereby required accordingly to empanel, summon, and return, a Jury of at least Eighteen sufficient and indifferent Men qualified according to the Laws of this Realm to be returned for Trials of Issues in His Majesty's Courts of Record at *Westminster*, to appear before the Justices of the Peace for the said Isle at some General or Quarter Sessions of the Peace to be holden in and for the said Isle, or some Adjournment thereof, as in such Requisition or Warrant shall be appointed; and in case a sufficient Number of Jurymen shall not appear at the Time and Place so to be appointed as aforesaid, such Chief Bailiff shall return other honest and indifferent Men of the Standers-by, or that can speedily be procured to



to attend that Service (being so qualified as aforesaid), to make up the said Jury to the Number of Twelve; and all Parties concerned may have their lawful Challenges against any of the said Jurymen, but shall not challenge the Array; and the Clerk of the Peace for the said *Isle of Ely* is hereby empowered and required to summon or call before the said Justices all Persons who shall be thought necessary to be examined as Witnesses touching the Matter in question, and may order and authorize the said Jury or any Six or more of them to view the Place or Places or Matter or Matters in controversy; and such Jury upon their Oaths (which Oaths, as well as the Oaths to such Persons as shall be called upon to give Evidence, the said Justices are hereby empowered to administer,) shall inquire of, assess, and ascertain the Sum and Sums of Money to be paid by way of Recompence, either for the Damages which shall or may before that Time have been so sustained as aforesaid, or for the future temporary or perpetual, or for any recurring Damage which shall have been so occasioned as aforesaid, and the Cause or Occasion of which shall have been in part only obviated, repaired, or remedied by the said Commissioners, and which cannot or will not be further obviated, repaired, or remedied by them or either of them, and in so doing the said Jury shall take into Consideration not only the Damage or Inconvenience but also the Advantage and Convenience which shall or may arise by means of the Works to the Person or Persons having such Controversy or Dispute with the said Commissioners; and the said Justices shall accordingly give Judgment for such Recompence so to be assessed by such Jury; which said Verdict, and the Judgment thereupon to be pronounced as aforesaid, shall be binding and conclusive to all Intents and Purposes against all Bodies Politic, Corporate, or Collegiate, and all other Persons whomsoever: Provided always, that not less than Seven Days Notice in Writing of the Time and Place of Meeting of the said Justices and Jury shall be given by the Clerk of the said Commissioners to the principal Officers of any such Body Politic, Corporate, or Collegiate, or other Person or Persons respectively, or left at the last or usual Place or Places of his, her, or their Abode, or with some Tenant or Occupier of the Premises to which Damage shall be done or respecting which any such Question shall arise.

XVII. And be it further enacted, That in every Case where the Verdict of a Jury shall be given for a greater Sum than shall have been previously offered or tendered by the said Commissioners as a Compensation or Recompence for any Damage, Loss, or Injury which may happen or arise in the Execution of any of the Powers hereby granted, all the Costs of summoning such Jury and the Expences of Witnesses and of the Fees of Court on the hearing and determining the said Question or Controversy shall be defrayed by the said Commissioners, and such Costs and Expences shall be settled and determined by some Justice of the Peace for the Isle, Division, or Place in which the Cause of Complaint shall have arisen, not interested in the Matter in question, (who is hereby authorized and required to settle the same at a Time and Place to be by him appointed, after summoning the Parties interested therein to attend him for that Purpose); and in case such Costs and Expences shall not be paid to the Party entitled to receive the same within Thirty Days after the

Expences of  
Juries how  
to be paid.

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same shall have been demanded, then the same shall and may be levied and recovered by Distress and Sale of any Goods and Chattels of the said Commissioners, or of the Treasurer or Collector of the said Commissioners, (unless such Treasurer or Collector shall pay such Costs and Expences out of any Monies received by him by virtue of this Act, and which he is hereby authorized to do,) under a Warrant to be issued for that Purpose by any Justice of the Peace as aforesaid, which Warrant such Justice is hereby authorized and required to issue under his Hand and Seal, on Application made to him for that Purpose by the Party entitled to receive such Costs and Expences; but if the Verdict of the Jury shall be given for the same or a less Sum than shall have been previously offered or tendered by or on the Behalf of the said Commissioners, or if no Verdict shall be found for Damages, (where the whole Dispute shall be whether any Damage has or has not been done,) then and in every such Case one Moiety of the said Costs and Expences shall be defrayed by the Person or Persons with whom the said Commissioners shall have such Controversy or Dispute, and the other Moiety thereof shall be defrayed by the said Commissioners; and such first-mentioned Moiety of the said Costs and Expences, having been ascertained and settled by some Justice of the Peace in manner herein-before described, shall and may be deducted out of the Money to be determined or adjudged to be paid to such Person or Persons as aforesaid, as so much Money advanced to and for his, her, or their Use, and the Payment or Tender of the Remainder of the Money so to be determined or adjudged shall be deemed and taken to all Intents and Purposes to be a good Payment or Tender in satisfaction of the whole thereof: Provided always, that in all Cases where by reason of Absence in Foreign Parts, or from any other Cause or Disability not herein provided for, any Person shall have been prevented from treating and agreeing as aforesaid, the whole of such Charges and Expences shall be borne and paid by the said Commissioners.

Notice of  
Injury to be  
given to Com-  
missioners  
before Com-  
plaint made.

XVIII. And be it further enacted, That the said Commissioners shall not be obliged to make a Recompence for any Injury done by them respectively, or their respective Agents or Servants, nor shall any Jury to be summoned by virtue of this Act be allowed to receive or take notice of any Complaint to be made by any Person or Persons for any Injury or Damage by him or her sustained or supposed to be sustained by virtue or in consequence of the Execution of any of the Powers of this Act, unless such Notice shall be given within the Space of Three Calendar Months after the Time such supposed Injury or Damage shall have been sustained or the doing or committing thereof shall have ceased.

Payment of  
Compensa-  
tion to Mort-  
gagees.

XIX. And be it further enacted, That in case any Lands, Tenements, or Hereditaments which shall be purchased, taken, used, or damaged by the said Commissioners under the Authority of this Act, shall happen to be in mortgage to any Person or Persons, it shall be lawful for the said Commissioners and they are hereby required, upon Application in Writing being made to them by the Mortgagee or Mortgagees thereof, or his, her, or their Executors, Administrators, or Assigns, for that Purpose, to pay to him, her, or them such Sum



or Sums of Money as shall have been agreed or awarded to be paid by the said Commissioners for or in respect of such Lands, Tenements, or Hereditaments as aforesaid, in part of the Principal Money that shall be then due upon the Mortgage or Mortgages thereof; and upon Payment of such Sum or Sums of Money to such Mortgagee or Mortgagees, or his, her, or their Executors, Administrators, or Assigns, he, she, or they shall acknowledge the Receipt thereof, in satisfaction of so much of the Principal Money due upon such Mortgage or Mortgages, by an Indorsement to that Effect to be made on such Mortgage or Mortgages, to be signed by him, her, or them in the Presence of One or more credible Witness or Witnesses.

XX. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of the Powers of this Act, 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, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Lunatic, Idiot, Feme Covert, or other Cestuique Trust, or to any Person whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatever, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed to 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 Commissioners for executing this Act, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His present Majesty, 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 an 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 would 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 charged upon, or in or towards the Discharge of any Debt or Debts, or other Incumbrances, affecting the same Lands, Tenements, or Hereditaments, or any other Lands, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, Trusts, Intents, and Purposes, as the said Court of Exchequer shall authorize to be purchased, redeemed, paid, or applied, 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, and 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

Application of Compensation Money when amounting to or exceeding 200*l.*

1 G. 4 c. 35.



and Settlement shall be existing undetermined or capable of taking effect; and in the meantime, and until such Order can be obtained, 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 other Government or in 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, and Hereditaments so to be purchased, conveyed, and settled.

When less  
than 200*l*.  
and amount-  
ing to 20*l*.

XXI. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed 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, or Lunacy, or other Incapacity, to be signified in Writing under their Common Seal or respective Hands (as the Case may require), be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General, 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 or more Trustees, to be nominated by the Person or Persons who for the Time being would be entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so to be purchased and settled, such Nomination to be approved of by the said Commissioners (and such Nomination and Approbation to be signified in Writing under the Hands or Common Seal of the nominating and approving Parties); and the Monies so paid to such Trustees, and the Dividends and Produce arising thereon and therefrom, may be applied by such Trustees in like Manner as is herein before directed with respect to the Money so to be paid into the Bank of *England*, without being required to obtain any Order of the Court of Exchequer touching the Application thereof.

Application  
when the  
Money is less  
than 20*l*.

XXII. Provided also, and be it further enacted, That if any Money so agreed or awarded to be paid as herein before mentioned shall be less than Twenty Pounds, then and in every such Case 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 case of Infancy  
or



or Lunacy or other Incapacity, then to the Guardian or Guardians, Committee or Committees, Trustee or Trustees of such Person or Persons, to and for the Use and Benefit of the Person or Persons respectively entitled thereto.

XXIII. 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 Commissioners, 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 Commissioners 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 Money into the Bank of *England* as aforesaid.

In case of not making out Titles, or Persons entitled not being found.

XXIV. 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 said 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, 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;

In case of questionable Title of Person in Possession.



and the Dividends of 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.

The Court may order reasonable Expences of Purchases to be paid by the Commissioners.

XXV. Provided also, and be it further enacted, That where, by reason of any Disability or Incapacity of the 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 Commissioners 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.

For the Purchase of the Land on which the present great Mills stand, and the Gardens used therewith.

XXVI. And whereas the present great Mills used for draining the said Lands and Grounds so abutted and bounded as aforesaid, were originally built and stand upon certain Pieces or Parcels of Land or Ground now belonging to *Charlotte Sophia Percival, Sophia Dorothea Percival, Jane Cornelia Ann Percival, and Cornelia Beaumont Percival*, or some other Owner or Owners thereof, and certain other small Pieces or Parcels of Land now also belonging to the said *Charlotte Sophia Percival, Sophia Dorothea Percival, Jane Cornelia Ann Percival, and Cornelia Beaumont Percival*, or some other Owner or Owners, lying near the said Mills, have been heretofore and are now occupied and used as Garden Ground by the Millers of the said Mills; and it is desirable that the said several Pieces or Parcels of Land or Ground should be vested in the said Commissioners; be it therefore further enacted, That it shall be lawful for the said Commissioners and they are hereby required, immediately, or as soon as conveniently may be after the passing of this Act, to treat and agree with the Owner or Owners of the said Pieces or Parcels of Land or Ground for the Purchase of so much and such Parts thereof, not exceeding Eight Acres, as may be necessary for the Purposes of this Act, and for a Compensation to be made, and paid to such Owner or Owners for the same; and in case the said Commissioners or such Owner or Owners as aforesaid shall refuse to treat, or shall be prevented from treating, or shall not agree for the Purchase of the said Pieces or Parcels of Land or Ground, and for the Compensation to be made for the same as aforesaid, then such Compensation shall be assessed and awarded by a Jury in such and the same Manner as is in and by this Act directed concerning Compensations to be made for the Purchase of or for Damages to any Lands, Tenements, or Hereditaments to be taken, used, dug,

cut,



cut, destroyed, or injured by the said Commissioners for any of the Purposes of this Act; and the Costs and Charges of assessing and awarding the said Compensation by such Jury as aforesaid shall be borne and paid in such and the same Manner as is in and by this Act directed concerning the Costs and Charges of assessing and awarding Compensations for the Value of or for Damages to any such Lands, Tenements, or Hereditaments as aforesaid; and from and after Payment or Tender by or on the Part of the said Commissioners to the Owner or Owners of the said Pieces or Parcels of Land or Ground, or the Person or Persons entitled to receive the same, or on depositing the same in the Bank of *England* in manner by this Act directed, as the Case may require, of such Sum or Sums of Money as shall be agreed or assessed and awarded to be paid as aforesaid, within One Calendar Month after the same shall have been so agreed, assessed, or awarded, the Owner and Owners, Occupier and Occupiers of and Persons interested in the said Pieces or Parcels of Land or Ground in respect whereof such Sum or Sums of Money shall be paid or tendered as aforesaid, shall thenceforth be divested of all Right, Title, Claim, Interest, and Property of, in, to, or out of the same, and the same Pieces or Parcels of Land or Ground shall thenceforth be fully and solely vested in the said Commissioners acting under or by virtue of this Act, who shall at all Times thereafter have full Power, Authority, and Controul over the same: Provided always, that nothing herein contained shall authorize or empower the said Commissioners to take or use the present out-ring Ditch running under *Gold Dyke* or *Crooked Bank*, between the House now or late in the Tenure of the Widow *Edes* and the fore Waterway of the present lower Mill, and now belonging to the said *Charlotte Sophia Percival, Sophia Dorothea Percival, Jane Cornelia Ann Percival, and Cornelia Beaumont Percival*, or to compel the said *Charlotte Sophia Percival, Sophia Dorothea Percival, Jane Cornelia Ann Percival, and Cornelia Beaumont Percival*, their Heirs or Assigns, or the Owner or Owners thereof for the Time being, without his, her, or their Consent, to part with the Possession of the said Ditch, but the said Commissioners shall have One or more sufficient Roadway or Roadways by means of a Bridge or Bridges, to be made at their Expence, over the said Ditch in all Places where necessary or required by the said Commissioners for the Purposes of this Act.

XXVII. Provided always, and be it further enacted, That if the said Commissioners shall not purchase the said Pieces or Parcels of Land or Ground within Five Years from the passing of this Act, all the Powers granted by this Act for purchasing, taking, or using the same, or such of them as shall not then have been purchased, shall cease and determine, save and except with the Consent of the Owner or Owners, Proprietor or Proprietors thereof for the Time being.

Powers of purchasing limited to Five Years.

XXVIII. And whereas by means of the Purchases which the said Commissioners are empowered to make by virtue of this Act, they may happen to be seised of more Land or Ground than will be necessary for effecting the Purposes of this Act; be it therefore further enacted, That it shall be lawful for the said Commissioners

Empowering Commissioners to sell Lands purchased, &c. not wanted

or



for the Pur-  
poses of this  
Act.

or any Three or more of them to sell and dispose of by public Auction any Piece or Pieces of such Land or Ground: Provided always, that the said Commissioners, before they shall sell and dispose of any such Piece or Pieces of Land or Ground, shall first offer to resell the same to the Person or Persons from whom they shall have purchased such Piece or Pieces of Land or Ground; and in case such Person or Persons respectively shall not then and thereupon agree or shall refuse to purchase or repurchase the same respectively, an Affidavit, to be made and sworn before a Master or Master Extraordinary of the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the *Isle of Ely*, by some Person or Persons not interested in the said Piece or Pieces of Land or Ground, stating that such Offer was made by or on the Behalf of the said Commissioners, and that such Offer was not then and thereupon agreed to or was refused by the Person or Persons to whom the same was so offered, shall in all Courts whatever be sufficient Evidence and Proof that such Offer was made and was not agreed to or was refused by the Person or Persons to whom such Offer was made (as the Case may be); and in case such Person or Persons shall be desirous of purchasing or repurchasing the same, and he, she, or they and the said Commissioners shall differ or not agree with respect to the Price thereof, in such Case the Price or Prices thereof shall be ascertained by a Jury in manner herein-before directed with respect to disputed Value of Premises to be purchased by the said Commissioners in pursuance of this Act; and the Expence of hearing and determining such Difference shall be borne and paid in like Manner as herein-before directed with respect to such Purchases made by the said Commissioners, *mutatis mutandis*; and the Money to arise by the Sale or Sales which may be made by the said Commissioners of such Piece or Pieces of Land or Ground as aforesaid shall be applied to the Purposes of this Act; but the Purchaser or Purchasers thereof shall not be answerable or accountable for any Misapplication or Nonapplication of such Money.

Survey to be  
made.

XXIX. And be it further enacted, That as soon as conveniently may be after the passing of this Act, all and singular the said Lands and Grounds so abutted and bounded as aforesaid shall be truly and distinctly surveyed and measured by some Person to be appointed by the said Commissioners for that Purpose, and the Admeasurement thereof shall be put into Writing describing the Number of Acres, Roods, and Perches in Statute Measure belonging to each of the Proprietors of such Lands and Grounds, and a Map thereof shall be made; and such Admeasurement and Map shall as soon as may be after the same shall be completed be verified at a Meeting of the said Commissioners by the Oath of the Person making the same, which Oath any One of the said Commissioners is hereby empowered to administer; and the said Admeasurement and Map when so verified shall be left in the Hands of the Clerk to the said Commissioners for their Use, and shall be a sufficient Authority to the said Commissioners to ascertain and determine the Quantity of the said Lands and Grounds belonging to each and every of the Proprietors thereof.

XXX. Pro-



XXX. Provided always, and be it further enacted, That in case any Person or Persons having in his or their Custody any actual Survey or Map of the said Lands and Grounds, or any of them, or any Part thereof, within the said Parishes or either of them, shall deliver such Survey or Map, or a Copy or Copies thereof, to the said Commissioners, it shall be lawful for the said Commissioners thereupon to inquire into the Authenticity and Accuracy thereof, on the Oath as well of the Person or Persons producing and delivering the same as of such other Person or Persons as they the said Commissioners shall think fit, which Oath the said Commissioners are hereby authorized to administer, or by such other Means as they shall think proper; and in case the said Commissioners shall be satisfied that the same is or are authentic and accurate, and will answer the Purposes of a new Survey or Map, then the said Commissioners are hereby authorized to make use of the same so far as the same shall be available for the Purposes of this Act.

Commissioners may use Surveys already made.

XXXI. And be it further enacted, That it shall be lawful for the said Commissioners from Time to Time to appoint such Treasurers, Clerks, Receivers, Dikereeves, Collectors, Surveyors, and other Officers as to them the said Commissioners shall appear necessary and proper to assist them in the Execution of this Act, and to allow such Officers and every of them reasonable Salaries or other Compensation for their Trouble; and from Time to Time as they shall see Occasion to remove any such Treasurer, Clerk, Receiver, Dikereeve, Collector, Surveyor, or other Officer, and to appoint another or others in his or their Place or Places, and to require and take from every or any such Treasurer, Clerk, Receiver, Dikereeve, Collector, Surveyor, or other Officer, before he shall act in the Execution of his Office, such Security for the due Execution of the same as the said Commissioners shall think proper.

Power to appoint Officers.

XXXII. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to appoint the Person who may be appointed their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of this Act, or to appoint any Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, the Clerk for the Purposes of this Act; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold any Place of Profit or Trust under the said Commissioners other than that of Treasurer, every such Person so offending shall for every such Offence

Clerk and Treasurer not to be the same Person.

[Local.]

21 B

forfeit



forfeit and pay the Sum of One hundred Pounds to any Person 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, Suit, or Information, wherein no Essoign, Protection, Wager of Law, nor more than One Imparlance, shall be allowed.

Officers to  
account.

XXXIII. And be it further enacted, That every Officer and Person who shall be employed by virtue of this Act shall from Time to Time, when thereunto required by the said Commissioners, by Writing under his Hand, make out and deliver to the said Commissioners, or to such Person or Persons as the said Commissioners shall for that Purpose appoint, a true and perfect Account in Writing under his Hand of all Monies which shall have been by him had, collected, or received, and how and to whom and for what Purpose the same and every Part thereof hath or have been disposed of, together with Vouchers and Receipts for such Payments; and every such Officer or Person shall and is hereby required to pay all such Monies as upon the Balance of such Account shall appear to be owing from him to such Person or Persons as the said Commissioners shall appoint to receive the same; and if any such Officer or Person shall refuse or neglect to render and deliver such Account, or to produce and deliver up the Vouchers and Receipts relating to the same, or to pay the Balance thereof, when thereunto required in manner aforesaid, or neglect to deliver up to the said Commissioners, or to such Person or Persons as the said Commissioners shall appoint, within Four Days after being thereunto required by the said Commissioners or by such other Person or Persons, all Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, then and in every such Case, Complaint being made thereof by the said Commissioners, or by their Clerk, or any Person on their Behalf, to any Justice of the Peace for the County, Isle, Division, or Place wherein the said Officer or Person shall be or reside, such Justice may and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Officer or Person to be brought before him, and upon his appearing, or not being to be found, to hear and determine the Matter of such Complaint in a summary Way, and to settle the said Account, if produced, in such Manner as the said Commissioners might have done; and if upon the Confession of the Officer or Person against whom such Complaint shall be made, or by the Oath of any credible Witness, it shall appear to such Justice that any of the Monies which shall have been collected or received shall be in the Hands of or be owing from such Officer or Person, and unpaid, such Justice may and he is hereby empowered, by Warrant under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person, together with the reasonable Charges of such Distress and Sale; and if no Goods or Chattels shall be found sufficient to answer and satisfy the said Monies, and the Charges of taking and making such Distress, and of selling the same, or if such Officer or Person shall not appear before such Justice at the Time and Place appointed for that Purpose, or if appearing shall refuse to be sworn or affirmed, or shall refuse or neglect to make out and



and deliver to such Justice such Account in Writing as aforesaid, or to produce and deliver to the said Justice the several Vouchers and Receipts relating to such Accounts, or to deliver up such Books, Papers, and Writings as aforesaid, then and in any of the Cases aforesaid the said Justice may and he is hereby authorized and required, by Warrant under his Hand and Seal, to commit such Officer or Person to any Common Prison for such County, Isle, Division, or Place, there to remain without Bail or Mainprize until he shall have delivered up the Vouchers and Receipts relating thereto, and shall have paid all the Money which shall appear to be in the Hands of or owing from him, and the reasonable Charges of such Distress and Sale (if any) as shall in that respect have been made, or until he shall have compounded with the said Commissioners (and which Composition the said Commissioners are hereby empowered to make) for such Money and Charges, in case the said Commissioners shall think proper to enter into any Composition, and paid the Composition Money to the said Commissioners, and shall have delivered up all such Books, Papers, and Writings as aforesaid, or have given Satisfaction in respect thereof to the said Commissioners: Provided always, that no Person who shall be committed for Want of sufficient Distress shall be detained in Prison for any longer Space of Time than Six Calendar Months.

XXXIV. And be it further enacted, That the said Commissioners shall and they are hereby required from Time to Time to order and direct a Book or Books to be provided and kept by their Clerk for the Time being, in which Book or Books such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received, paid, and expended for or on account of the Purposes of this Act, and of the several Articles, Matters, and Things for which such Sums of Money shall have been disbursed and paid; and such Book or Books shall at all seasonable Times be open to the Inspection of the said Commissioners, and every Creditor on the Rates hereby authorized to be made, and of every Person paying any Rate or Assessment hereby authorized to be made, or otherwise affected thereby, without Fee or Reward, and the said Commissioners, Creditors, and other Persons aforesaid, or any of them, shall or may take Copies of or Extracts from the said Book or Books, or any Part thereof, without paying any thing for the same; and in case the said Clerk shall refuse to permit or shall not permit the said Commissioners, Creditors, or Persons aforesaid to inspect the same, or to take Copies or Extracts as aforesaid, such Clerk shall forfeit and pay any Sum of Money not exceeding Five Pounds for each Default, to be levied, recovered, and applied in manner herein-after provided.

Accounts to  
be kept, and  
to be open to  
Inspection.

XXXV. And be it further enacted, That the said Commissioners shall and they are hereby required, at their General Annual Meeting in each Year, to examine, audit, and settle the Accounts of every Officer and Person employed under this Act, and to require every such Person to produce the Books, Accounts, Papers, and Vouchers, and to examine into the Revenues and Debts and pecuniary Concerns of the said Drainage, and when the Accounts of the said Officers and Persons shall be settled and allowed by the said Commissioners present

Auditing Ac-  
counts of  
Clerks, Trea-  
surers, and  
Collectors.



present at such Meeting, the same shall be signed by the Chairman of such Meeting; and if any Treasurer, Clerk, Receiver, Dikereeve, Collector, Surveyor, or other Officer or Person shall refuse or neglect to produce or shall not produce his Accounts, or any Book, Paper, or Voucher required to be produced by him, such Officer or Person shall be dealt with according to the Provision herein contained with regard to Officers refusing to account or deliver up Books, Receipts, or Papers, or pay over Money in their Hands; and when and so soon as the said Accounts shall be audited, allowed, and signed, the Clerk to the said Commissioners shall forthwith make out a full and clear Debtor and Creditor Statement of the Debts, Revenues, and Expenditure remaining due or received or incurred under or by virtue of this Act, which Statement shall be submitted to the said Commissioners assembled at such Meeting, and when approved by the Majority of them shall be signed by the Chairman of the said Meeting; and if the Clerk to the said Commissioners shall refuse or neglect to make out such Statement as aforesaid, every such Clerk so offending shall for such Offence forfeit and pay the Sum of Fifty Pounds.

Power for Commissioners to borrow Money not exceeding in the whole 8,000*l*.

Commissioners may assign Rates and Taxes for Security.

Form of Mortgage.

XXXVI. And be it further enacted, That it shall be lawful for the said Commissioners or any Seven or more of them, assembled at any annual or other Meeting to be ~~holden~~ after the passing of this Act, and they are hereby empowered, from Time to Time to raise and borrow, by the Ways and Means herein-after mentioned, any Sum or Sums of Money which they shall think necessary for the Purposes of this Act, so that there be not at any one Time more than Eight thousand Pounds due on the Credit thereof; and the said Commissioners are hereby empowered to raise and borrow the same upon such Mortgages and Assignments, in Sums of not less than One hundred Pounds each, as shall be judged most convenient for raising the same, or such Part thereof as shall or may not be taken up on Annuities as herein-after provided for, and by Writing under the Hands and Seals of any Three or more of the said Commissioners to mortgage and assign over all or any Part of the said Rates and Taxes so to be rated, taxed, and charged as aforesaid, to the Person or Persons advancing or lending the same, or to his, her, or their Trustee or Trustees, as a Security for the Repayment of the Principal Sum and Sums of Money so to be borrowed, with lawful Interest for the same (the Costs and Charges of every such Mortgage or Assignment to be paid by the said Commissioners out of the Monies to be collected by virtue of this Act); and every such Mortgage or Assignment may be in the Words or to the Effect following; (that is to say,)

‘ BY virtue of an Act passed in the Ninth Year of the Reign of King George the Fourth, intituled [*insert the Title of this Act*],  
 ‘ We \_\_\_\_\_ of the Commissioners for executing the  
 ‘ said Act, in consideration of the Sum of \_\_\_\_\_ Pounds  
 ‘ now advanced and paid by A. B. to the Treasurer appointed by  
 ‘ virtue of the said Act, do hereby assign unto the said A. B. [*or to*  
 ‘ his Trustee or Trustees, *as the Case may be*], his Executors, Administrators, and Assigns, the Rates and Assessments to be made and  
 ‘ collected by virtue of the said Act, with all Powers and Authorities  
 ‘ for



‘ for collecting and raising the same Rates and Assessments under  
 ‘ the said Act, to have, hold, receive, and take the same to and for  
 ‘ his and their own Use and Benefit, from this Day  
 ‘ of until the said Sum of Pounds,  
 ‘ with Interest at the Rate of *per Centum per Annum*  
 ‘ for the same, shall be repaid. In witness whereof we the said Com-  
 ‘ missioners have hereunto set our Hands and Seals, the  
 ‘ Day of in the Year .’

And all Persons to whom any such Mortgage or Assignment of the said Rates shall be made shall be, in proportion to the Sum or Sums therein mentioned, Creditors on the said Rates equally one with another, and shall have no Preference in respect to the Priority of advancing such Money.

XXXVII. And be it further enacted, That in case the said Com-  
 missioners, or any Seven or more of them, shall think it advisable or more  
 advantageous to raise Part of the Monies necessary for the Purposes  
 of this Act by the granting of Annuities for Lives, then it shall be  
 lawful for the said Commissioners, or any Three or more of them,  
 and they are hereby authorized and empowered, by Writing under  
 their Hands and Seals, to grant Annuities, out of the Rates or Assess-  
 ments to be raised and made by virtue of this Act, to any Person or  
 Persons who shall contribute, advance, and pay into the Hands of the  
 Treasurer to be appointed by virtue of this Act, any Sum or Sums of  
 Money for the absolute Purchase of any Annuity or Annuities to be  
 paid and payable during the natural Life of every such Contributor,  
 or of such Person as shall be nominated by or on behalf of such Con-  
 tributor at the Time of the Payment of his or her Contribution or  
 Purchase Money, so as that such Annuities be granted according to  
 the Regulations herein-after prescribed, and so as that the whole Money  
 to be raised by granting Annuities as aforesaid do not exceed the  
 Sum of Three thousand Pounds; and the Grant of every such Annuity  
 may be in the Words or to the Effect following; (that is to say,) Money may  
be raised by  
Annuities.

‘ **B**Y virtue of an Act passed in the Ninth Year of the Reign of Form of  
Grant of  
Annuity.  
 ‘ King George the Fourth, intituled [*insert the Title of this Act*],  
 ‘ We of the Commissioners for executing the said  
 ‘ Act, in consideration of the Sum of Pounds now  
 ‘ paid by to the Treasurer appointed in pur-  
 ‘ suance of the said Act, do hereby grant and secure unto the said  
 ‘ his [*or her*] Executors, Administrators, and  
 ‘ Assigns, an Annuity of Pounds out of the Rates made  
 ‘ or assessed and to be made or assessed by virtue of the said Act,  
 ‘ which said Annuity shall be paid to the said or his  
 ‘ [*or her*] Executors, Administrators, and Assigns, at  
 ‘ by equal Half-yearly Payments, (that is to say,) on the  
 ‘ Day of and the Day of in  
 ‘ every Year during the natural Life and up to the Day of the  
 ‘ Death of the said , and the First Payment  
 ‘ thereof shall be made upon the Day of  
 ‘ now next ensuing. In witness whereof we have hereunto set our  
 ‘ Hands and Seals, the Day of in the  
 ‘ Year of our Lord .’

[*Local.*]

21 C

XXXVIII. And



Annuities  
charged on  
Rates.

XXXVIII. And be it further enacted, That every such Grant shall be good, valid, and effectual in the Law; and every Annuity so to be granted as aforesaid shall be and is hereby charged upon and shall be payable and paid from Time to Time out of the Rates and Assessments by this Act directed to be made, and out of the Money to arise and be paid by virtue thereof; and all and every the Contributor or Contributors, Purchaser or Purchasers of Annuities respectively as aforesaid upon the Credit of this Act, duly paying the Consideration or Purchase Money for any such Annuities as aforesaid, or such Person or Persons as he, she, or they shall appoint, or his, her, or their respective Assigns, shall have, receive, and enjoy the said respective Annuity or Annuities during the Term of the natural Life of the Person to be nominated by each such Purchaser as before mentioned; and all and every such Purchaser and Purchasers, and their Assigns respectively; shall have good, sure, absolute, and indefeasible Personal Estates and Interests in the Annuities so by them respectively purchased, according to the Tenor and true Meaning of this Act; and the said Annuities shall be paid and payable at such Place within the Town of *Wisbech Saint Peter's*, and on such Days in every Year, as shall be mentioned in such Grant.

For prevent-  
ing improvi-  
dent Grants  
of Annuities.

48 G.3. c. 142.

52 G.3. c. 129.

XXXIX. And for preventing any improvident Grants of Annuities, be it further enacted, That the Amount of every Annuity to be granted by virtue of this Act shall be regulated according to the Price of the Three Pounds *per Centum* Consolidated Bank Annuities at the Time of granting the same, in the Manner and at a Rate not exceeding by more than One Fifth the Rate prescribed by Two several Acts, one passed in the Forty-eighth Year of the Reign of His late Majesty King George the Third, intituled *An Act to enable the Commissioners for the Reduction of the National Debt to grant Life Annuities*, and the other passed in the Fifty-second Year of the Reign of His said late Majesty, intituled *An Act for amending Two Acts passed in the Forty-eighth and Forty-ninth Years of His present Majesty, for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities*.

Mortgagees  
and Annui-  
tants may  
assign their  
Securities.

XL. And be it further enacted, That it shall be lawful for all and every Person and Persons to whom any Mortgage or Assignment or Grant of Annuity shall be made by virtue of this Act, or who shall be entitled to the Money thereby secured, at any Time or Times by Writing under his, her, or their Hand and Seal or Hands and Seals, to assign or transfer his, her, or their Security or Securities and Right to the Principal Money and Interest or Annuity thereby secured unto any other Person or Persons; and every such Assignee may in like Manner transfer again, and so *toties quoties*; and every such Assignment or Transfer may be in the Words or to the Effect following; (that is to say,)

Form of  
Transfer of  
Securities.

‘ To all to whom these Presents shall come, I  
‘ of in the County of send greeting :  
‘ WHEREAS by a certain Mortgage or Assignment or Grant of  
‘ Annuity (*as the Case may be*), bearing Date the  
‘ Day of under the Hands and Seals of  
‘ the



' the Commissioners acting in the Execution of an Act passed in the  
 ' Ninth Year of the Reign of King *George* the Fourth, intituled [*here*  
 ' *set forth the Title of this Act*], all and every the Rates, Taxes, and  
 ' Assessments granted or payable by the said Act were assigned  
 ' to me, in manner therein mentioned, for securing the Sum of  
 '                      Pounds by me advanced and paid, with Interest  
 ' thereon, or an Annuity of                      Pounds was granted to  
 ' me out of the said Rates and Assessments (*as the Case may be*):  
 ' Now I do, in consideration of the Sum of                      Pounds  
 ' to me paid by                      of                      in the  
 '                      of                      transfer unto the said  
 ' the said Mortgage or Assignment or Grant of Annuity, with all  
 ' my Right and Title to the Principal and Interest or Annuity thereby  
 ' secured and now due unto me or to grow due thereon. Witness my  
 ' Hand and Seal, this                      Day of                      .

XLI. And be it further enacted, That Copies of all Mortgages and  
 Assignments and Grants of Annuity to be made in pursuance of this  
 Act shall be entered in a Book or Books to be kept for that Purpose  
 by the Clerk to the said Commissioners; and every Transfer of any  
 such Mortgage, Assignment, or Grant of Annuity, shall be notified  
 within Three Calendar Months next after the Date thereof to the  
 Clerk or Clerks to the said Commissioners, who shall enter a Copy or  
 Memorial thereof, containing the Date of such Transfer, the Names of  
 the Parties thereto, and the Sum or Sums of Money therein mentioned  
 to be transferred, in the said Book or Books to be kept by him or them  
 for entering the original Mortgages or Assignments or Grants of  
 Annuity, for which he or they shall be paid by the Person or Persons  
 to whom such Assignment or Transfer shall be made the Sum of Five  
 Shillings and no more; and after such Copy or Memorial shall be so  
 entered (and not before) every such Transfer shall entitle the Assignee  
 or Assignees therein named, and his, her, or their Executors, Admi-  
 nistrators, or Assigns, to the Benefit of the original Mortgage or  
 Assignment or Grant of Annuity so transferred to him, her, or them,  
 and to the Payment of the Monies due and to grow due thereon.

Copies of Se-  
 curities to  
 be entered in  
 a Book.

Transfers to  
 be notified to  
 the Clerk  
 within Three  
 Months.

XLII. And be it further enacted, That it shall be lawful for the  
 said Commissioners, and they are hereby authorized and required, at  
 their said First Meeting to be holden after the passing of this Act, or  
 at any Adjournment thereof, and from Time to Time at their General  
 Annual Meeting in each and every succeeding Year, or at any Adjourn-  
 ment thereof, to assess, rate, tax, and charge all and every the Owners  
 and Owner, Occupiers and Occupier of all and singular the Lands and  
 Grounds within the Boundaries of this Act, which have been hereto-  
 fore rated, taxed, and charged with Rates or Assessments for and  
 towards the Drainage of all the Lands and Grounds so abutted and  
 bounded as aforesaid, with a Rate or Tax of Two Shillings and  
 Sixpence *per* Acre for and towards the Drainage and Improvement of  
 all the said Lands and Grounds so abutted and bounded as aforesaid,  
 and the Support and Maintenance of the several Works necessary for  
 that Purpose, and so in proportion for any less Quantity than an Acre;  
 and it shall also be lawful for the said Commissioners, and they are  
 hereby authorized and required, at their said First Meeting to be holden  
 after

Rates to be  
 levied on  
 Owners and  
 Occupiers.



after the passing of this Act, or at any Adjournment thereof, and from Time to Time at their General Annual Meeting in each and every succeeding Year, over and above the said Rate or Tax of Two Shillings and Sixpence an Acre, to assess, rate, tax, and charge all and every the Owners and Owner, Occupiers and Occupier of all and singular the Lands and Grounds so abutted and bounded as aforesaid, (as well those which have been heretofore rated and charged or have contributed towards the Drainage of the District, as those which have been exempt or free from Rates and Taxes for that Purpose,) by an equal and proportionate Acre Tax, in such Sum or Sums of Money as the said Commissioners shall think proper, provided that no such last-mentioned Assessments, Rates, or Taxes shall at any Time in any One Year exceed the Sum of Three Shillings an Acre, and no such last-mentioned Assessment, Rate, or Tax be in any One Year less than One Shilling and Sixpence an Acre so long as any Sum or Sums of Money shall be due and owing upon Mortgage or Assignment of or Grant of Annuity out of the Assessments, Rates, and Taxes by this Act authorized to be laid.

For ascer-  
taining the  
Lands here-  
tofore charge-  
able with the  
Drainage.

XLIII. And whereas the Owners and Occupiers of certain Parts of the Lands and Grounds lying within the Boundaries of this Act have been heretofore freed and exempted from the Payment of all Rates, Taxes, and Assessments for and towards the Drainage of the same Lands and Grounds, and for and towards the making and support of the Works used for that Purpose, and the exact Situation and Boundaries of the said freed or exempted Lands is and are not in all Cases accurately known; be it therefore further enacted, That the said Commissioners shall, at their First Meeting to be holden after the passing of this Act, appoint One or more adjourned or other Meeting or Meetings for the especial Purpose of ascertaining and determining which Part of the said Lands and Grounds have been heretofore freed or exempted from the Payment of Rates and Taxes, and which Parts thereof have been heretofore rated and taxed for and towards the Drainage of the said Lands and Grounds, and for and towards the making and maintenance of the Works used for that Purpose; and the said Commissioners shall cause Notice in Writing of such adjourned or other Meeting or Meetings to be held for the Purpose aforesaid, and of the Object thereof, to be given to the several Owners or Occupiers of the said Lands and Grounds lying within the Boundaries of this Act, Ten Days at least previous to the holding of such Meeting or Meetings, either by delivering such Notice to the said several Owners or Occupiers, or leaving the same at his, her, or their Place or Places of Abode; and at the said Meeting or Meetings so to be appointed as aforesaid the said Commissioners are hereby required to proceed to examine into, ascertain, and determine which Parts of the said Lands and Grounds have been heretofore freed and exempted from the Payment of Rates and Taxes, and which Parts thereof have been heretofore rated and taxed for the Purposes above-mentioned; and after the said Commissioners shall have examined into, ascertained, and determined which Parts of the said Lands and Grounds have been heretofore the freed and exempted Lands, and which Parts thereof have been heretofore the rated and taxed Lands, they shall, within Thirty Days then next following signify, by Notice in Writing



to the said several Owners or Proprietors of Lands and Grounds within the Boundaries of this Act, the respective Quantities of the heretofore freed and exempted Lands, and of the heretofore rated and taxed Lands, belonging to them respectively, and appoint a Time and Place in such Notice, being not less than Thirty Days from the Delivery thereof, for all Persons who may be dissatisfied with such their Determination to notify in Writing to the said Commissioners their Dissatisfaction therewith; and every Person so dissatisfied may, within Four Calendar Months next after such Determination of the said Commissioners, appeal to the Justices of the Peace assembled at the General or Quarter Sessions of the Peace to be holden in and for the said *Isle of Ely*, first giving Ten Days Notice to the Clerk to the said Commissioners of such Appeal and the Nature thereof, and within Two Days after such Notice entering into a Recognizance before some Justice of the Peace of the said *Isle of Ely*, with One or more sufficient Surety or Sureties, in such Sum or Sums of Money as such Justice shall think reasonable or proper, conditioned to try such Appeal, and to abide the Order and Award of the said Justices; and such Justices at such General or Quarter Sessions shall and may hear and determine the said Appeal, or if they think proper may adjourn the hearing thereof to any adjourned or other General or Quarter Sessions to be holden for the said *Isle of Ely*, and the said Justices shall and may award such Costs to the Party or Parties appealing or appealed against as they the said Justices shall think proper; and the Determination of the said Justices at such General or Quarter Sessions, or Adjournment thereof, shall be final, binding, and conclusive on all Parties: Provided always, that in all Cases where no Appeal shall have been brought as aforesaid, within the Time above-mentioned, against the Determination of the said Commissioners, such Determination shall be final and conclusive to all Intents and Purposes whatsoever: Provided also, that no Person being an Owner of Lands or Grounds within the Boundaries of this Act shall on that Account be deemed an incompetent Witness for the Purposes lastly herein-before mentioned, by reason of his or her being such Owner.

XLIV. And be it further enacted, That the respective Assessments, Rates, and Taxes by this Act authorized to be laid, shall be considered as due, and a Charge upon the said several Lands and Grounds respectively, from the Sixth Day of *April* next preceding the Time of the laying thereof in each and every Year, and shall be payable and paid by the respective Owner or Owners, Occupier or Occupiers of the said respective Lands and Grounds to the Collector or Collectors, Receiver or Receivers, or other Person or Persons, at such Time or Times, at such Place or Places, and in such Manner and Form, as the said Commissioners shall at any of their Meetings to be holden under this Act, or at any Adjournment thereof, direct or appoint, and such Assessments, Rates, and Taxes shall be raised and levied in manner directed by this Act; and the Quantities of the said several Lands and Grounds shall be ascertained and determined, and the said several Assessments, Rates, and Taxes shall at all Times be paid, collected, and received, by and according to the Survey and Admeasurement of

Rates to be  
a Charge on  
the Lands  
from the  
Sixth Day of  
*April* yearly.

[*Local.*]

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the



the said Lands and Grounds herein-before directed to be made or authorized to be made use of.

Tenants to  
pay the Rates  
and deduct  
them from  
their Rents ;

XLV. And be it further enacted, That from and after the passing of this Act all and every the Tenants and Occupiers of the said several Lands and Grounds, who shall be assessed, rated, taxed, or charged by virtue of this Act, shall, and he, she, or they is and are hereby authorized and required to pay all and every such Rates and Taxes for the Lands and Grounds 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 they shall so respectively pay as aforesaid, and the several and respective Landlords and Owners of such Lands and Grounds are hereby required to allow such Deductions and Payments upon Receipt of the Residue of his, her, or their Rent or Rents; and every such Tenant or Occupier paying any such Rates or Taxes shall be acquitted and discharged of as much Money as such Rates or Taxes 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); provided that nothing herein contained shall extend or be construed to extend to enable any Tenant or Occupier to deduct from his or her Rent any Penalty or Forfeiture incurred by Nonpayment of the Rates and Taxes hereby imposed or authorized to be laid.

but not to  
deduct Pen-  
alties in-  
curred for  
Nonpayment  
of Rates.

Beneficial  
Lessees not  
to be allowed  
to deduct  
Rates.

XLVI. Provided nevertheless, and be it further enacted, That no Lessee or Tenant of any Lands or Grounds charged with Rates or Taxes imposed by this Act, who shall hold such Lands or Grounds by virtue of or under any Lease or Leases from any Bishop or Collegiate Church or College, or any Ecclesiastical Corporation, Sole or Aggregate, or by virtue of or under any other Lease or Agreement, of which other Lease or Agreement there shall at the Time of passing this Act be more than Five Years to come and unexpired, shall be entitled to deduct the said Rates or Taxes, or any of them, out of the Rent reserved or made payable by any such Lease or Agreement, but the said Rates and Taxes shall be charged upon and paid by the Lessees or Tenants so holding such Lands or Grounds as aforesaid; and all and every Lessees or Lessee, Tenants or Tenant of any Lands or Grounds charged with the said Rates and Taxes by virtue of or under any other Lease or Agreement in which there shall be Five Years or less to come and unexpired, shall pay such an Advance of Rent as the said Commissioners at any of their Meetings shall order, as a Consideration for the Benefit which such Tenants or Tenant shall or may receive by means of this Act.

Penalty on  
Persons neg-  
lecting to  
pay the Rates.

XLVII. And for enforcing the due and punctual Payment of the Rates and Taxes by this Act charged or authorized to be laid, be it further enacted, That if any Person or Persons subject or liable to the Payment of the said Rates or Taxes, or any Part thereof, shall omit or neglect to pay the same, or any Part thereof, to the Collector or Collectors, Receiver or Receivers, or other Person or Persons appointed by the said Commissioners to receive and collect the same,



for the Space of Thirty Days next after the respective Days or Times appointed for Payment of the same by the said Commissioners, Fourteen Days Notice in Writing of the respective Times of such Payments having been previously given by the said Collector or Collectors, Receiver or Receivers, or other Person or Persons appointed as aforesaid, to the Person or Persons who is or are liable to pay the same, either by delivering such Notice to him, her, or them, or leaving the same at his, her, or their usual Place or Places of Abode, or if such last-mentioned Person or Persons shall not have any Place of Abode within either of the said Parishes of *Wisbech Saint Peter's* or *Elm*, then by affixing such Notice upon the Church Door of the Parish where such Lands and Grounds, or any Part thereof, shall lie (and which Notice shall be and be deemed and taken to be a full and sufficient Notice to all Persons concerned of the Day of Payment of such Rates and Taxes), then and in every such Case every Person so omitting or neglecting shall forfeit and pay to the said Commissioners, by way of Penalty, for every such Omission, Neglect, or Nonpayment, the Sum of Two-pence for every One Shilling of the said Rates and Taxes which shall be so in arrear and unpaid, and so in proportion for any less Sum than One Shilling; and such Penalty shall be paid to the Collector or Collectors, Receiver or Receivers of such Rates and Taxes, or to such Person or Persons as the said Commissioners shall appoint to receive the same; and in default of Payment thereof to such Collector or Collectors, Receiver or Receivers, or to such other Person or Persons as aforesaid, on Demand, every such Penalty shall and may be levied and recovered by such Ways and Means and in such and the same Manner as the Rates and Taxes hereby charged, or any of them, may or can be levied and recovered; and all such Penalties when received shall be applied by the said Commissioners in carrying this Act into Execution.

XLVIII. 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 Taxes 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 appointed for Payment of the same respectively, or shall refuse, omit, or neglect to pay all or any Part of the Penalty or Penalties which shall become due by reason of Nonpayment thereof, then and in every such Case it shall and may be lawful to and for the Collector or Collectors, Receiver or Receivers of the said Rates and Taxes, or any other Person or Persons, by virtue of any Warrant or Precept under the Hands and Seals of the said Commissioners, or any Two of them, (which Warrant or Precept the said Commissioners, or any Two of them, are hereby authorized and required from Time to Time to grant and make as Occasion shall require, whether assembled at a Meeting or not,) to enter into and upon all or any Part of the Lands and Grounds hereby authorized to be taxed and charged as aforesaid, for which such Rates, Taxes, or Penalties shall be due and owing, and all Messuages and Tenements thereupon standing and thereto belonging, with the Appurtenances, and to levy the Sum or Sums of Money due and owing or payable for such Rates and Taxes by such Person or Persons having refused, omitted, or neglected to pay the same, and also to levy the Sum or Sums

In case of Nonpayment of Rates, the same may be levied by Distress.



Sums of Money due and owing by such Person or Persons as last aforesaid by way of Penalty for the Nonpayment of such Rates and Taxes, or of any Part thereof, by Distress of the Goods, Chattels, and Effects which shall or may be found thereon, or of a sufficient Part thereof, and the 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, Taxes, or Penalties, leaving at such Messuages, or Tenements, Lands, Grounds, or Premises, or delivering to the Occupier or One of the Occupiers of the same, Notice in Writing of such Distress having been made, and of the Cause thereof, and of the Place or Places where such Distress may be found, or be taken, driven away to, impounded, and kept; and in case the Sum or Sums of Money for which any such Distress shall have been made, and all Costs, Charges, and Expences attending such Distress, shall not be paid and discharged to the Collector or Collectors, Receiver or Receivers of such Rates or Taxes, or to the Person or Persons making such Distress, within Five Days next after the making of such Distress, and Notice thereof given as aforesaid, then and in every such Case the Person or Persons so making such Distress shall and may, with the Constable of the Parish where such Distress shall have been made (who is hereby directed upon being thereunto required to assist therein), cause the Goods, Chattels, and Effects so distrained to be appraised by Two or more indifferent Persons, to be sworn by such Constable, (who is hereby required and empowered to administer the proper and necessary Oath or Oaths,) and such Two Persons are hereby required to appraise the same according to the best of their Judgments; and after such Appraisement it shall and may be lawful to and for such Collector or Collectors, Receiver or Receivers, or other Person or Persons making such Distress, to sell or cause to be sold the Goods, Chattels, and Effects so distrained for the best Price or Prices that can be reasonably had or gotten for the same, for and towards Satisfaction of the Monies for which such Distress and Sale shall be so made, and of the Costs, Charges, and Expences of taking, keeping, appraising, and selling the same, rendering the Overplus of the Money arising from such Sale (if any), on Demand, to the Person or Persons entitled thereto.

Lands to remain liable for Payment of Rates if no Distress found.

XLIX. 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 Taxes as aforesaid, or any Part thereof, or any Penalty or Penalties for the Nonpayment of any such Rates or Taxes, shall be due and unpaid, shall be unoccupied, or that no sufficient Distress can be found thereon for levying the same Rates or Taxes and Penalties, then and in every such Case such Lands shall be and remain a Security for the Payment of all such Rates, Taxes, and Penalties respectively so due and unpaid; and all Goods, Chattels, and Effects which shall at any Time thereafter be found on such Lands, shall and may be distrained, impounded, kept, appraised, and sold in manner aforesaid, until all the Rates and Taxes then due and owing for or in respect of such Lands, and all Penalties which shall have become payable by the Nonpayment thereof at the Times aforesaid, and all Costs, Charges,



Charges, and Expences incident to every such Distress and Sale, shall be fully paid, satisfied, and discharged.

L. And be it further enacted, That it shall be lawful for the said Commissioners whenever they shall think it expedient to bring or cause to be brought in the Name of their Treasurer or Clerk, or of any One or more of them the said Commissioners, any Action or Actions of Debt, or any special Action on the Case, in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Pleas of the *Isle of Ely*, for the Recovery of all or any of the Rates or Taxes to become due and payable by virtue of this Act, and for the Recovery of which no sufficient Distress or Distresses belonging to the Person or Persons by or from whom such Rates or Taxes are or shall be due and payable or ought to be paid shall be found, in which Action or Actions it shall be sufficient for the Plaintiff to declare that the Defendant is indebted to the Plaintiff in such Sum of Money as the Plaintiff shall suppose to be due; and if the Plaintiff shall recover such Sum so declared for, or any Part thereof, he or they shall have full Costs, to be levied and recovered as other Monies upon Judgments are by Law levied and recovered, in which Action or Actions no Essoign, Protection, or Wager of Law, and not more than One Impar lance, shall be allowed.

Actions may be brought for Rates or Penalties in certain Cases.

LI. And be it further enacted, That all Arrears, Rates, Taxes, Acre Shots, or Assessments heretofore agreed on, rated, taxed, assessed, or laid for the Purpose of draining the said Lands and Grounds by or under any Order or Agreement of any Owners or Proprietors of the said heretofore rated or taxed Lands situate within the Boundaries aforesaid, at any Meeting or Meetings of any such Owners or Proprietors, and which are now due and payable or ought to be paid under any such Order or Agreement as aforesaid, shall immediately on the Commencement of this Act be vested in the Commissioners for executing this Act, who shall be and are hereby enabled to recover and enforce Payment of the same (but without any Penalty thereon) by Distress and Sale of the Goods, Chattels, and Effects of the Owner or Owners, Occupier or Occupiers, or other Person or Persons from or by whom the same Arrears, Rates, Taxes, Acre Shots, or Assessments respectively are due and payable or ought to be paid, or by Action or Actions to be brought and prosecuted against such last-mentioned Owner or Owners, Occupier or Occupiers, Person or Persons respectively, by or under the Order and Direction of the said Commissioners for executing this Act, or by all or any of the Means aforesaid, in such and the same Manner in all respects as if the same Arrears, Rates, Taxes, Acre Shots, or Assessments had become due and payable, or had been assessed, rated, taxed, and charged by the said Commissioners under or by virtue of this Act.

Arrears of Rates, &c. vested in the Commissioners under this Act.

LII. And be it further enacted, That the Rates and Taxes to be assessed, rated, taxed, and charged by virtue of this Act shall be and are hereby charged and chargeable with and for the Payment of all and every Sums and Sum of Money so to be borrowed by virtue of this Act, and the Interest thereof, and of any Annuities or Annuity

Rates charged with Payment of Creditors and Annuitants.

[*Local.*]

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to be granted as aforesaid, and shall vest in the respective Creditors and Annuitants upon Default of Payment of such Principal Monies and Interest and Annuities, until the same shall be fully paid and satisfied, together with the Costs and Charges occasioned by the Non-payment thereof; and the said Creditors and Annuitants respectively, and their respective Executors, Administrators, and Assigns, shall have the same Powers, Rights, and Privileges of raising, recovering, and enforcing Payment of the said Rates and Taxes, for the satisfying and discharging to them respectively such Principal Monies and Interest and Annuities, (if Default shall be made in Payment thereof as the same shall become due,) as the said Commissioners, or their Collector or Collectors, Receiver or Receivers, have or would have had by virtue of this Act, in case the said Principal Monies and Interest and Annuities hath been regularly paid and satisfied.

Vermis to be destroyed, and Thistles and Weeds to be mown.

LIII. And be it further enacted, That it shall be lawful for the said Commissioners and they are hereby authorized to contract with any Person or Persons for the destroying of all such Moles and other Vermis as may from Time to Time be found in and about the said Lands and Grounds so abutted and bounded as aforesaid, or in and about any of the Lands or Banks adjoining thereto, and for mowing, cutting down, and destroying as often as there shall be Occasion all the Thistles and other Weeds which shall arise or grow upon any of the Droveys within the Boundaries of this Act, or upon any of the Banks within or adjoining thereto, and to pay the Wages or Salary of such Person or Persons out of the Monies by this Act authorized to be raised and levied; and such Person or Persons so to be contracted with as aforesaid shall or may lawfully from Time to Time enter into and upon the said Lands, Grounds, and Banks, or any of them, for the Purposes aforesaid.

Trees, Buildings, or Ditches not to be within certain Distances of the Banks.

LIV. And be it further enacted, That no Trees or Holts shall be planted, nor any Building placed or erected, unless by the Order or Permission of the said Commissioners, within the Distance of Two hundred Yards from either of the present great Mills or Engines, or from any Mill or Engine to be made, erected, and used by the said Commissioners under the Authority of this Act; and no Ditch or Drain shall be made or cut within the Distance of Forty Feet from the Base or Seat of any of the Banks within or surrounding or adjoining to the said Lands and Grounds so abutted and bounded as aforesaid; and if any Person or Persons shall at any Time or Times plant any such Trees or Holts, or place or erect any such Building, or make or cut any such Ditch or Drain as aforesaid, contrary to the Directions herein before contained, and shall not well and effectually remove or fill up the same within Thirty Days next after Notice in Writing from Two or more of the said Commissioners or their Clerk, to be given to such Person or Persons, or left at his, her, or their usual Place or Places of Abode for that Purpose, it shall be lawful for the said Commissioners to cause such Trees, Holts, or Buildings to be taken up, or pulled down and carried away, and such Ditches or Drains to be filled up, at the Charge and Expence of such Person or Persons, and by Warrant or Precept under the Hands of any Two or more of the said Commissioners (and which

Warrant



Warrant or Precept the said Commissioners, or any Two or more of them, are hereby authorized and empowered from Time to Time to sign and give, whether assembled at a Meeting or not,) to cause such Charges and Expences to be levied upon such Person or Persons by Distress and Sale of his, her, or their Goods, Chattels, or Effects, rendering the Overplus of the Monies which shall be thereby levied, if any there shall be, unto such Person or Persons.

LV. And be it further enacted, That in case the said Commissioners shall at any Time or Times after the passing of this Act erect, set up, or build any Mill or Mills, Engine or Engines for the Purposes of the said Drainage, the same shall be worked by Steam only.

New Mills to be worked by Steam only.

LVI. And be it further enacted, That if at any Time after the erecting, setting up, or building of any such Mill or Mills, Engine or Engines to be worked by Steam as above mentioned, the said Commissioners shall at any Special Meeting to be holden under this Act (of which Meeting Fourteen Days Notice shall have been previously given under the Hands of Two or more of the said Commissioners, or of their Clerk, and affixed in some public Place in *Wisbech Saint Peter's* aforesaid, and on the principal outer Doors of the Parish Churches of *Wisbech Saint Peter's* and *Elm* aforesaid, and also advertised Twice at least before the holding of such Meeting in the *Cambridge Chronicle* or in some other Country Newspaper usually circulated in the *Isle of Ely*, and at which Meeting Three Fifths at least of the whole Number of Persons authorized to act as Commissioners under this Act shall be present and concur,) agree, order, and determine that the present great Mills now used for draining the said Lands and Grounds, or either of them, are not longer wanted for the Purposes for which the same were erected, and may be safely taken down, sold, and disposed of, it shall and may be lawful for the said Commissioners at such Meeting as aforesaid to make such Agreement, Order, and Determination, and at such Time or Times thereafter, as they shall think proper, to take down, sell, and dispose of the said great Mills or either of them to any Person or Persons willing to purchase the same, either by public Auction or private Contract, and wholly or in Lots, in such Manner as they the said Commissioners shall at such Meeting agree, order, and determine: Provided always, that the Money and Monies to arise from any such Sale or Sales as aforesaid shall be applied and disposed of by the said Commissioners in Reduction or Part Payment of the Rate or Tax, Rates or Taxes of Two Shillings and Sixpence *per Acre* herein-before authorized and required to be assessed and charged on the Owners and Occupiers of the Lands and Grounds within the Boundaries of this Act, which have been heretofore rated, taxed, and charged with Rates and Assessments for and towards the Drainage of all the Lands and Grounds so abutted and bounded as aforesaid, and in no other Manner nor to any other Use or Purpose whatsoever.

Power to take down and sell the present great Mills.

LVII. And whereas there are within the Limits of this Act certain Windmills or Engines denominated Little Mills, which have been from Time to Time set up and used by certain Individuals for draining their separate Lands and Grounds, and the use and working of the said

Power to discontinue the present Little Mills.



said little Mills after the erecting of any such Mill or Mills, Engine or Engines to be worked by Steam as above-mentioned, may become unnecessary or may be considered injurious to the general Drainage of the District; be it therefore enacted, That it shall and may be lawful for the said Commissioners, at a Meeting to be called and holden in the Manner herein-before last provided, from and after the Expiration of Three Years from the passing of this Act, to discuss and determine whether the Drainage of all the said Lands and Grounds within the said District, by means of the Mill or Mills, Engine or Engines to be worked by Steam as aforesaid, is sufficiently perfected, and whether the use and working of the said little Mills, or any of them, shall be continued or not; and if a Majority of the Commissioners present at such Meeting (such Majority to consist of not less than Three Fifths of the whole Number of Persons authorized to act as Commissioners under the Provisions of this Act) shall at such Meeting to be holden as last aforesaid agree and determine that the Drainage of all the said Lands and Grounds is sufficiently perfected by the Means last aforesaid, and that the said Lands and Grounds or any of them do not longer require the use and working of such little Mills for the Drainage thereof, then and in such Case it shall be lawful for such Majority of Commissioners as aforesaid to make an Order and Determination to that Effect, which said Order and Determination shall be final, conclusive, and binding on all Persons and Parties; and then and from thenceforth after such Order and Determination so made as aforesaid, it shall not be lawful for any Person or Persons to continue, erect, set up, build, or make use of any such little Mill or Engine for the Purpose of draining his, her, or their said Lands and Grounds, or any of them.

Commissioners to provide the Means of Drainage for any Lands within the District at present without such.

LVIII. And be it further enacted, That the said Commissioners shall and they are hereby required, as soon as conveniently may be after the passing of this Act, at their Expence, to make, find, provide, and maintain such Cuts, Drains, or Tunnels as shall be proper and necessary for effecting a sufficient Drainage into some one or more of the public Drains within the said District, for all and every such Lands and Grounds situate within the Boundaries of this Act, and liable to be rated and taxed under the same, as have not at present such Means of Drainage.

Commissioners may agree with Owners of adjoining Lands respecting the Drainage thereof.

LIX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, from Time to Time, when and as they shall think it expedient, to enter into any Agreement or Agreements with the Owner or Owners, Proprietor or Proprietors of any Lands or Districts adjoining or near to the Boundaries of this Act, for the draining of any such Lands or Districts, for such Periods, upon such Terms, and under and subject to such Conditions and Stipulations, as the said Commissioners and such Owner or Owners, Proprietor or Proprietors shall mutually agree upon; and every such Agreement so to be made shall be binding upon the said Commissioners and all other Parties thereto, and shall be valid and effectual for the Purposes thereby intended.

LX. And



LX. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, to let, for the Purpose of being depastured with Sheep only, the Herbage of every or any Part of the Banks or Drovers within the Limits of this Act, regard being had to any private Rights or Claims which may exist or be made on any Part or Parts of such Banks or Drovers, and also to let the Fishery in the several Drains within their Jurisdiction, for the best Rents that can be reasonably had or gotten for the same Herbage and Fishery, or any Part thereof respectively, and to apply all such Rents to the Purposes of this Act: *Provided* always, that nothing herein contained shall extend or be construed to extend to authorize or empower the said Commissioners to let any Part of the Drove and Bank or the Herbage on either Side of the Gravel Road extending from the Farm House in *Elm* aforesaid, in the Tenure of *John Blackburn*, called *Woodhouse*, to *March Chain Bridge*, and situate between the Gate standing opposite or near to the said Farm House and the Bank of the Twenty Foot Drain.

Herbage of Drovers and Fishery in the Drains may be let.

Exceptions.

LXI. And be it further enacted, That the said Commissioners shall and they are hereby authorized and directed to construct and make Bridges in all Places where all or any of the Drains already cut and thrown out, or to be cut and thrown out under and by virtue of this Act, shall cross any Road or public Highway, and the said Bridges to support and keep as public Bridges, for the Passage of Horses, Beasts, Cattle, and Carriages of all Sorts.

For providing Bridges where necessary.

LXII. And be it further enacted, That the said Commissioners shall and they are hereby required from Time to Time to cause the several public Drains already made and used and to be made and used for the draining of the said Lands and Grounds so abutted and bounded as aforesaid, or any of them, to be well and sufficiently roded, scoured, and cleansed from Weeds and other Rubbish and Obstructions Twice at least in each and every Year.

Commissioners to cause the public Drains to be roded.

LXIII. And be it further enacted, That the several Owners and Occupiers of the said Lands and Grounds so abutted and bounded as aforesaid shall at all Times well and sufficiently rode, cleanse, deepen, widen, and repair the several Drove-way Dikes, Out-ring or Partition Dikes, and Division Dikes adjoining and belonging to their said respective Lands and Grounds, and shall at all Times keep and maintain the said Dikes, and every of them, of such sufficient Width as the said Commissioners shall at any of their Meetings direct or appoint, not exceeding Nine Feet wide at the Top and Four Feet wide at the Bottom, and of a sufficient Depth from the level Soil; and that in case any such Owner or Owners, Occupier or Occupiers, shall at any Time refuse or neglect so to rode, cleanse, deepen, widen, or repair any of the said Dikes adjoining or belonging to his, her, or their said Lands and Grounds, or to keep and maintain the same of such Width and Depth as aforesaid, for the Space of Twenty-one Days next after Notice in Writing under the Hands of any Two or more of the said Commissioners (although not assembled at a Meeting), or of their Clerk or Clerks, Collector, or other Officer, given to such

Dikes to be kept open.

[*Local.*]

21 F

Owner



Owner or Owners, Occupier or Occupiers, or left at his, her, or their usual Place or Places of Abode for that Purpose, every such Owner or Occupier shall for every such Neglect forfeit and pay the Sum of One Shilling for every Rod of the Dike or Dikes so neglected to be roded, cleansed, deepened, widened, or repaired as aforesaid; and it shall be lawful for the said Commissioners, or their Collector or other Officer, from Time to Time after such Neglect as aforesaid to cause such Dikes to be well and sufficiently roded, cleansed, deepened, widened, and repaired, at the Charge and Expence of such respective Owners or Occupiers, and by Warrant or Precept under the Hands of any Two or more of the said Commissioners (and which Warrant or Precept the said Commissioners, or any Two or more of them, are hereby authorized and empowered from Time to Time to sign and give, whether assembled at a Meeting or not,) to levy such Forfeitures, Charges, and Expences upon such respective Owners or Occupiers by Distress and Sale of their respective Goods, Chattels, or Effects, rendering the Overplus of the Monies which shall be thereby levied (if any there shall be) to such Owners or Occupiers respectively.

Commissioners to make Orders for opening and shutting down Tunnels and Sluices, and to appoint Officers for that Purpose.

Penalty on opening or shutting down Tunnels or Sluices contrary to Orders.

LXIV. And be it further enacted, That the said Commissioners at their said General Meeting in every Year, or any Adjournment thereof, shall and may and they are hereby authorized and required to appoint One or more Officer or Officers for the Purpose of opening or shutting down the Tunnels and Sluices next the Rivers or Outfalls already set down or to be set down and made use of in the Execution of this Act, and no such Tunnel or Tunnels, Sluice or Sluices, shall at any Time or Times be opened or shut down but by the said Officer or Officers, or by his or their Direction; and it shall and may be lawful to and for the said Commissioners at their said General Meetings to make such Order or Orders touching the opening or shutting down of the said Tunnels and Sluices, as they shall think proper; and the said Officer or Officers, and all and every other Persons and Person, who shall open or shut down the said Tunnels and Sluices, or any of them, contrary to such Order or Orders of the said Commissioners, being thereof convicted before any Two or more Justices of the Peace for the said *Isle of Ely*, (who are hereby authorized and required to hear and determine the same on the Oath of One or more Witness or Witnesses, or on the Confession of the Party or Parties so offending,) shall for every such Offence forfeit and pay a Sum of Money not exceeding the Sum of Twenty Pounds nor less than Forty Shillings, as the said Justices shall order and direct, to the said Commissioners, which shall be applied for the same Purposes for which the Rates, Taxes, and Assessments are hereby directed to be applied; and on Nonpayment of such Forfeiture on Demand, it shall be lawful for such Justices to order the same to be levied by Distress and Sale of the Goods and Chattels of all and every such Offenders or Offender by Warrant under the Hands and Seals of the said Justices before whom such Conviction shall be made; and in case no such Distress can be made or taken, the Person or Persons so offending shall by the said Justices be committed to the House of Correction, there to be kept to hard Labour for such Time as the said



said Justices shall respectively order and direct, not exceeding Three Calendar Months, at the Discretion of the said Justices by whom such Commitment shall be made.

LXV. And be it further enacted, That if any Person or Persons shall at any Time or Times hereafter permit or suffer his or their Hogs or Swine to stray upon the Twenty Feet Bank, or any other of the Banks within or surrounding or adjoining the said Lands and Grounds so abutted and bounded as aforesaid, or on any of the Forelands of the said Banks, or any of them; or shall at any Time or Times stock or depasture the said Banks or any of them, or any of the Forelands thereof, with Horses or Neat Cattle; or shall at any Time make or use or cause to be made or used any Watering Place or Places of Access for Cattle to drink in any of the public Drains already made and used for draining the said Lands and Grounds so abutted and bounded as aforesaid, or to be made and used by virtue of this Act, or shall continue to use any such Drain for a Watering Place after Ten Days Notice in Writing to the contrary thereof given to him, her, or them by the Dikereeve, Collector, or Receiver, or other Person or Persons authorized by the said Commissioners; or shall use any of the said Drains for the washing of Sheep; or shall sink or deposit any Hemp or Flax in any of the said Drains; or shall dig or throw out any Pond, Pit, or Watering Place in any of the said Lands and Grounds so abutted and bounded as aforesaid, within the Distance of Forty Feet of any public Drain already made or to be made and used for the draining and improving of the said Lands and Grounds so abutted and bounded as aforesaid; or shall at any Time or Times dig or make any Turf Pit within Thirty Yards from the Base or Seat of any Bank within or surrounding or adjoining the said Lands and Grounds so abutted and bounded as aforesaid; or shall at any Time or Times hereafter set down any Net or Nets, or make use of any Glaves, Pilgars, or other Instruments or Engines, or make use of any other Means, for the catching or taking of any Fish in any of the Drains already thrown out and used or to be thrown out and used for the Purposes aforesaid, without a special Licence and Authority in Writing under the Hands of Three or more of the said Commissioners to him, her, or them for that Purpose given (and such Licence and Authority being granted in pursuance of an Order of the said Commissioners assembled at a General Meeting, and not otherwise); all and every Persons and Person so offending, being thereof convicted before Two or more of His Majesty's Justices of the Peace for the *Isle of Ely*, who are hereby authorized and required to hear and determine such Offences, on the Oath of One or more competent Witness or Witnesses, or on the Confession of the Party or Parties so offending, shall for every such Offence forfeit and pay such Sum of Money, not exceeding Five Pounds, as the said Justices shall respectively order and adjudge.

Penalty on Persons permitting Swine to stray or depasturing Cattle on the Banks, or making any Watering Place in the public Drains;

or using the said Drains for washing Sheep, or sinking Hemp or Flax therein, or throwing out Waterings within Forty Feet of any Drain, or setting Nets or fishing in any of the Drains.

LXVI. And be it further enacted, That if any Person or Persons shall at any Time hereafter wilfully and maliciously burn, destroy, throw down, cut, or injure any Mill, Engine, Bridge, Flood Gate, Tunnel, Sluice, Door, Bank, or other Work already made or erected, or which shall at any Time be making or erecting or used by or under

Penalty on Persons destroying Works.



under the Authority of the said Commissioners for the draining of the said Lands and Grounds so abutted and bounded as aforesaid, or any of them, and shall be thereof convicted, on the Oath of One or more credible Witness or Witnesses, or on the Confession of the Party or Parties so offending, at any Assizes or General or Quarter Sessions of the Peace to be holden in and for the said *Isle of Ely*, every such Person shall be adjudged to be guilty of Felony, and shall be transported for the Term of Seven Years, or shall otherwise be punished as the Law directs in Cases of Larceny; or if any Person or Persons shall at any Time hereafter wilfully destroy, stop, dam up, spoil, damage, or in anywise injure any Drain, Watercourse, Sluice, Tunnel, Door, Dam, Heading, Bridge, or other Work or Works made or to be made or set up and used for the Purposes of this Act, all and every such Persons or Person so offending, and being thereof convicted before Two or more of His Majesty's Justices of the Peace for the said *Isle of Ely*, who are hereby authorized and required to hear and determine the same, on the Oath of One or more competent Witness or Witnesses, or on the Confession of the Party or Parties so offending, shall for every such Offence forfeit and pay any Sum of Money, not exceeding Twenty Pounds nor less than Five Pounds, as the said Justices shall respectively order and adjudge.

Justices may  
administer  
Oaths.

Justices,  
though Com-  
missioners,  
may act.

LXVII. And be it further enacted, That in all Cases wherein Cognizance is given to any Justice or Justices of the Peace by this Act, it shall be lawful for such Justice or Justices to administer an Oath to any Person or Persons for his or their more certain Information in the Matters then depending; and any Justice of the Peace within the said *Isle of Ely* may act as such in the Execution of this Act (except where personally interested), notwithstanding his being a Commissioner under the Authority of this Act.

Application  
of Monies.

7 & 8 G. 4.  
c. 84.

LXVIII. And be it further enacted, That all Monies now in the Hands of any Dikereeve, Collector, or other Person, collected or received for Rates or Taxes under any Order or Agreement of any Owners or Proprietors of the said heretofore rated or taxed Lands within the Boundaries aforesaid, and all Arrears, Rates, and Taxes heretofore laid and now due by or under any such Order or Agreement of the said Owners or Proprietors, (save and except any Rates or Taxes laid under the Authority or by virtue or in pursuance of an Act passed in the Seventh and Eighth Years of the Reign of His present Majesty, entitled *An Act for improving the Outfall of the River Nene, and the Drainage of the Lands discharging their Waters into the Wisbech River, and the Navigation of the said Wisbech River from the upper End of Kindersley's Cut to the Sea, and for embanking the Salt Marshes and Bare Sands lying between the said Cut and the Sea, and by that Act specifically appropriated*), as well as the several Sums of Money herein-before authorized to be borrowed and raised, as also the said several Rates or Taxes and Penalties authorized to be charged and levied by virtue of this Act, (subject nevertheless, as to the said last-mentioned Rates or Taxes, to the respective Claims of the several Creditors thereon,) and all other Monies to be received, levied, or recovered by virtue of this Act, the Application whereof is not otherwise by this Act directed, shall be and the same are hereby vested in



the said Commissioners, and shall be by them applied and disposed of in manner following; (that is to say,) in the first place in paying and discharging the Costs, Charges, and Expences of obtaining this Act, and all such Sums of Money as shall have been advanced by any Person or Persons for that Purpose, with lawful Interest for the same, and then in discharge of all such Debts as have been contracted by the said Owners and Proprietors in making and repairing the several Works of Drainage already made and used for the draining of the said Lands and Grounds so abutted and bounded as aforesaid, or any of them, or any Part thereof, and which are now due and unpaid, and then in paying and discharging the Interest of all such Monies as shall be borrowed and taken up at Interest under or by virtue of this Act, and in Payment of any Annuity or Annuities to be granted by virtue of this Act, and the Costs and Charges of borrowing and raising the said Monies, and making the Securities for the same, and in Payment of the Sum or Sums of Money to be from Time to Time payable to the Trustees under an Act passed in the present Session of Parliament, intituled *An Act for repairing the Roads leading from Chatteris Ferry, through Chatteris and March, to Wisbech Saint Peter's, and from thence to Tid Gote in the Isle of Ely, and from Wisbech aforesaid, through Outwell, to Downham Bridge, in the County of Norfolk,* and the several Charges and Expences to be incurred in the maintaining and making of the several Works of Drainage already made, and by this Act authorized to be made, done, and executed, and towards the Support and Maintenance of the same, and in Payment of the Purchase or Consideration Money for any Land or Hereditaments to be taken or used under the Authority of this Act, and the Salaries of Officers to be appointed under the same; and also to apply any surplus Money or Balance which may from Time to Time remain after the Payments aforesaid, in the Discharge of all such Principal Monies as shall be borrowed and taken up at Interest or on Annuity under the Authority and for the Purposes of this Act, and to and for no other Use, Intent, or Purpose whatsoever.

9 G. 4. c. 73.

LXIX. And be it further enacted, That the Commissioners acting under this Act may from Time to Time sue and be sued in the Name or Names of any One of the said Commissioners, or of their Clerk or Clerks for the Time being; and no Action or Suit to be brought or commenced by or against the said Commissioners in the Name or Names of any One of them, or their Clerk or Clerks, shall abate or be discontinued by the Death or Removal of such Commissioner, Clerk or Clerks, or any of them, or by the Act of such Commissioner, Clerk or Clerks, or any of them, without the Consent of the said Commissioners; but any One of the said Commissioners, or the Clerk or Clerks for the Time being to the said Commissioners, shall always be deemed to be Plaintiff or Plaintiffs, Defendant or Defendants (as the Case may be) in every such Action or Suit: Provided always, that every such Commissioner, Clerk or Clerks, shall be reimbursed and paid, out of the Monies by this Act authorized to be collected, all such Costs, Charges, Damages, Demands, and Expences as he or they shall be put unto or become chargeable with or liable to by reason of his or their being so made Plaintiff or Plaintiffs, Defendant or Defendants.

Commissioners may sue and be sued in the Name of their Clerk.

[Local.]

21 G

LXX. Pro-



In case of  
Nonpayment  
of Compens-  
ation for  
Damages  
done by Com-  
missioners,  
the same may  
be levied by  
Distress.

LXX. Provided always, and be it further enacted, That when and so often as any Sum or Sums of Money shall be directed or ordered to be paid by any Justice or Justices of the Peace, in pursuance of the Powers or Authorities in or by this Act given to such Justice or Justices, as or by way of Compensation or Satisfaction for any Materials or Costs, or for any Damage, Spoil, or Injury, of any Nature or Kind soever, done or committed by the said Commissioners or any Person or Persons acting by or under their Authority or under the Authority of this Act, and such Sum or Sums of Money shall not be paid by the said Commissioners to the Party or Parties entitled to receive the same within Five Days after Demand in Writing shall have been made, stating the Order of such Justice or Justices, from the Clerk to the said Commissioners or their Treasurer, in pursuance of the Direction or Order made by such Justice or Justices, then and in such Case the Amount of such Compensation or Satisfaction shall and may be recovered by Distress and Sale of the Goods and Chattels vested in the said Commissioners by virtue of this Act, or the Goods and Chattels of their Treasurer for the Time being, under a Warrant to be issued for that Purpose by such Justice or Justices of the Peace, which Warrant any such Justice or Justices is and are hereby authorized and required to grant under his or their Hand and Seal or Hands and Seals, on Application made to him or them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money as or by way of Compensation or Satisfaction for any such Materials, Costs, Damages, Spoil, or Injury as aforesaid; and in case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned, upon Demand, to the said Commissioners or to their Treasurer for the Time being, as the Case may be: Provided always, that such Treasurer shall and may, by and out of any Monies which shall come into his Hands by virtue of this Act, retain to and reimburse himself all such Costs, Charges, and Expences as he may be personally put to by Distress and Sale of the Goods and Chattels of such Treasurer, or otherwise, under any Warrant or Warrants to be issued by any such Justice or Justices as aforesaid.

Disputes as  
to Damages  
and Charges  
to be settled  
by Justices.

LXXI. And be it further enacted, That where by this Act any Damages or Charges are directed or authorized to be paid or recovered in addition to any Penalty or Penalties for any Offence or Offences, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be settled, ascertained, and determined by the Justice or Justices of the Peace by or before whom any Offender shall be convicted of any such Offence or Offences, who is hereby authorized and required, on Nonpayment thereof, to levy such Damages or Charges by Distress and Sale of the Offender's Goods and Chattels in manner directed by this Act for the levying of any Penalties or Forfeitures.

Recovery  
and Applica-  
tion of  
Penalties.

LXXII. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by this Act, or by virtue of any Rule or Order made in pursuance thereof, (the Manner of levying and recovering whereof is not herein-before particularly directed) may, in case of Nonpayment thereof, be recovered in a summary Way by the



Order and Adjudication of some Justice or Justices of the Peace for the *Isle of Ely*, on Complaint to him or them for that Purpose exhibited, and afterwards be levied, as well as the Costs (if any) of such Proceedings, on Nonpayment, by Distress and Sale of the Goods and Chattels of the Offender or respective Offenders or Person or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, who is and are hereby authorized and required to summon and examine any Witnesses upon Oath or Affirmation of and concerning such Offences, Matters, and Things, and to hear and determine the same; and the Overplus (if any) of the Money raised or recovered, after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall be issued, and the Costs and Expences of recovering and levying the same (if any such there be), shall be rendered to the Owner or Owners of the Goods and Chattels so seized and distrained; all which Penalties, not herein directed to be otherwise applied, shall be paid to the said Commissioners or their Treasurer or Clerk, to be applied for the Purposes of this Act, as the said Commissioners shall order and direct, except in Cases where the Penalty or Forfeiture shall be incurred by the said Commissioners, and then the same shall be paid to the Informer; and it shall be lawful for the said Justice or Justices to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant or Warrants of Distress, unless the Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice or Justices, for his, her, or their Appearance before the said Justice or Justices on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justice and Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant or Warrants it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty or Penalties and such Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of any such Justice or Justices, upon the Confession of the Offender or Offenders, or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels whereupon such Penalties, Forfeitures, Costs, and Expences can be levied if a Warrant of Distress were issued, such Justice or Justices shall not be required to issue such Warrant of Distress, and thereupon it shall be lawful for such Justice or Justices, and he and they is and are hereby required and empowered, by Warrant or Warrants under his or their Hand and Seal or Hands and Seals, to commit such Offender or Offenders to the Common Gaol or any House of Correction for the said *Isle of Ely*, there to remain, without Bail or Mainprize, for any Time not exceeding Twelve Calendar Months, or until such Offender or Offenders shall have paid such Penalty or Penalties, and all Costs and Charges attending such Proceedings as aforesaid, to be ascertained by such Justice or Justices, or shall otherwise be discharged by due Course of Law: Provided always, that in all Cases wherein the Penalty imposed by this Act shall exceed the Sum of Five Pounds, no Proceeding before Justices shall be had and taken for the Recovery thereof before a less Number than Two Justices.

LXXIII. And



Justices may  
proceed by  
Summons.

LXXIII. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is imposed and made recoverable by Information before a Justice of the Peace, it shall be lawful for any Justice of the Peace to whom Complaint shall be made of any Offence against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same although no Information in Writing shall have been exhibited or taken by or before such Justice; and all such Proceedings by Summons without Information shall be as good, valid, and effectual to all Intents and Purposes as if an Information in Writing was or had been exhibited.

Form of Con-  
viction.

LXXIV. And be it further enacted, That it shall be lawful for the Justice or Justices of the Peace before whom any Person or Persons shall be convicted under the Authority of this Act of any Offence against the same, which is herein-before made subject to any pecuniary Penalty or Forfeiture, to cause the Conviction upon such Offence to be made out in the Form or to the Effect following, and every such Conviction shall be good and effectual to all Intents and Purposes whatsoever:

‘ Isle of Ely } **BE** it remembered, That on this                      Day of  
‘ to wit. }                      in the Year of our Lord                      is duly  
‘ convicted before                      of His Majesty’s Justices of  
‘ the Peace of and for the said *Isle of Ely*, in pursuance of an Act  
‘ passed in the Ninth Year of the Reign of King *George* the Fourth,  
‘ intituled [*here set forth the Title of this Act*], for that the said  
‘                      on the                      Day of                      now last  
‘ past, did                      contrary to the Provisions of the said  
‘ Act; and                      do declare and adjudge that the said  
‘ hath forfeited for the said Offence the Sum of                      to  
‘ be levied and applied in the Manner directed by the said Act.  
‘ Given under                      Hand and Seal, the Day and Year first above  
‘ written.’

Which Conviction the said Justice or Justices shall cause to be written or printed on Parchment, and to be returned to the then next General Quarter Sessions of the Peace to be holden in and for the said *Isle of Ely*, to be filed by the Clerk of the Peace for the said *Isle*, or his Deputy, and there to remain and be kept among the Records of the said Sessions.

Appeal to the  
Quarter  
Sessions.

LXXV. And be it further enacted, That any Person or Persons who may think himself, herself, or themselves aggrieved by any Act of the said Commissioners, or by any Order, Judgment, or Determination of any Justice or Justices of the Peace, relating to any Matter or Thing done or omitted to be done in the Execution of this Act, may, within Three Calendar Months next after such Act shall have been done, or such Order, Judgment, or Determination shall have been made or given, appeal to the Justices of the Peace at any General or Quarter Sessions to be held for the *Isle*, Division, or Place where the Cause of Appeal shall happen to arise, first giving Fourteen  
Days



Days Notice in Writing of such Intention to appeal, and of the Matter thereof, to the Person or Persons against whom such Complaint is intended to be made, or to the Clerk of the said Commissioners (as the Case may be), and forthwith after such Notice entering into Recognizances before some Justice of the Peace, with Two sufficient Securities, conditioned to try such Appeal, and abide the Order and Award of the said Court thereon; and the said Justices shall in a summary Way hear and determine the said Complaint either at such General or Quarter Sessions, or if they shall think proper may adjourn the hearing thereof to the following General or Quarter Sessions of the Peace to be held for such Isle, Division, or Place; and the said Justices may, if they see Cause, mitigate any Penalty or Forfeiture, and may order any Money to be returned which shall have been levied in pursuance of such Rule, Bye Law, Order, or Determination, and also may order any such further Satisfaction to be made to the Party injured as they shall judge reasonable, and may also order such Costs to be paid to the Party aggrieved by the Party aggressing as they in their Judgment shall think fit and reasonable; but no Proceedings to be had and taken in pursuance of this Act shall be quashed or vacated for Want of Form, or be removed by Certiorari, or by any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere, any Law or Statute to the contrary notwithstanding: Provided always, that in case there shall not be Time to give such Notice and to enter into such Recognizances as aforesaid before the next Sessions to be holden after the Conviction of the Appellant, then and in every such Case such Appeal may be made to the next following Sessions, and shall be then heard and determined.

Proceedings  
not to be  
quashed for  
Want of  
Form.

LXXVI. Provided always, and be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action or Suit to be commenced against any Person or Persons for any Irregularity, Trespass, or wrongful Proceedings, or any thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants, or left at his, her, or their last or usual Place or Places of Abode, Fourteen Days before such Action or Suit shall be commenced, of such intended Action or Suit, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action or Suit; nor shall the Plaintiff or Plaintiffs recover in such Action or Suit if Tender of sufficient Amends shall have been made to him, her, or them, or to his, her, or their Attorney, by or on behalf of the Defendant or Defendants, before such Action or Suit brought, nor if such Tender of Amends shall be made at any Time after the said Action or Suit brought and before the Trial thereof, together with Costs of Suit to the Time of such last-mentioned Tender, but on Proof of such Tender on any Trial to be had in such Action or Suit, the Plaintiff or Plaintiffs shall be nonsuited, and shall pay Double Costs, to be recovered in the same Manner as any Defendant or Defendants may recover Costs in any other Case by Law; or in case no such Tender shall have been made it shall and may be lawful to and for the Defendant or Defendants in any such Action or Suit, by Leave of the Court where such Action or Suit shall be depending, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think fit, whereupon such Proceedings, Order, and Judgment shall be had,

Plaintiff not  
to recover  
without  
Notice or  
after Tender  
of Amends.

[*Local.*]

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made,



made, and given in and by such Court as in other Actions or Suits where the Defendant is allowed to pay Money into Court.

Limitation  
of Actions.

LXXVII. Provided also, and be it further enacted, That no Action, Information, Suit, or other Proceeding shall be brought, commenced, or prosecuted against any Person or Persons for any thing done or to be done in pursuance of this Act, or in the Execution of the Powers or Authorities of, or any of the Orders made, given, or directed in, by, or under this Act, after Three Calendar Months next after the Fact committed, or in case there shall be a Continuation of Damages, then after Three Calendar Months next after the doing or committing of such Damage shall have ceased, and not afterwards; and every such Action or Suit shall be laid or brought and tried in the Isle, Division, or Place in which the Matter or Dispute shall arise, and not elsewhere; and the Defendant or Defendants in every such Action, Information, Suit, or other Proceeding, may, at his, her, or their Election, plead specially of the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and under the Authority of this Act; and if the same shall appear to have been so done, or that such Action, Information, Suit, or other Proceeding shall have been brought, commenced, or prosecuted before Fourteen Days Notice shall have been given, or after a sufficient Satisfaction has been made or tendered as aforesaid, or after the Time limited for bringing or prosecuting the same as aforesaid shall have expired, or shall be brought in any other County, Isle, Division, or Place than as aforesaid, then and in every such Case the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or shall discontinue his, her, or their Action, Suit, or Information after the Defendant or Defendants shall have appeared, or if upon Demurrer or otherwise Judgment shall be given against the Plaintiff or Plaintiffs, Defendant or Defendants, then the Plaintiff or Plaintiffs, Defendant or Defendants shall recover Treble Costs, and shall have such Remedy for recovering the same as any Plaintiff or Plaintiffs, Defendant or Defendants hath or have for his, her, or their Costs in any other Cases by Law.

Rights of the  
Corporation  
of Bedford  
Level re-  
served.

LXXVIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to invalidate, affect, or prejudice any of the Rights, Powers, and Authorities vested in the aforesaid Governor, Bailiffs, and Commonalty of the Company of Conservators of the Great Level of the Fens called *Bedford Level*, or in the said Governor, Bailiffs, and Conservators by virtue of an Act made in the Fifteenth Year of the Reign of King Charles the Second, intituled *An Act for settling the draining of the Great Level of the Fens called Bedford Level*, or by virtue of any other Act or Statute whatsoever, but that all Rights, Powers, and Authorities whatsoever which are now vested in the said Governor, Bailiffs, and Commonalty, or in the said Governor, Bailiffs, and Conservators, or any of them, shall for ever hereafter remain, continue, and be in them, and every of them, as fully and amply to all Intents and Purposes as if this Act had never been made.



LXXIX. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to affect or prejudice any of the Rights, Powers, or Authorities vested in the Commissioners acting in execution of an Act passed in the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act for improving the Outfall of the River Nene, and the Drainage of the Lands discharging their Waters into the Wisbech River, and the Navigation of the said Wisbech River from the upper End of Kinderley's Cut to the Sea, and for embanking the Salt Marshes and Bare Sands lying between the said Cut and the Sea*, but that all Rights, Powers, and Authorities whatsoever which are now vested in the said last-mentioned Commissioners, shall remain, continue, and be in them as fully and effectually to all Intents and Purposes as if this Act had not been passed.

Rights of  
Commission-  
ers of Nene  
Outfall Act,  
reserved.

LXXX. Provided also, and be it further enacted, That all such Right or Rights as any Lord or Lords, Lady or Ladies of any Manor or Manors, Liberties, Hundred, or Half Hundred, have heretofore had within his, her, or their respective Manor or Manors, Liberties, Hundred, or Half Hundred, within or without the said Boundaries, and all Waifs, Estrays, Felons Goods, Privileges of Arrests, Escheats, and all Royalties not prejudicial to draining, be hereby saved to them, their Heirs, Successors, and Assigns severally and respectively; any thing herein contained to the contrary thereof notwithstanding.

Rights of the  
Lords of  
Manors re-  
served.

LXXXI. 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.

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Printers to the King's most Excellent Majesty. 1828.



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1. *Chlorophyll a* (Chl *a*) and *Chlorophyll b* (Chl *b*) were determined using a spectrophotometer (Shimadzu UV-1601U) at 663 nm and 646 nm, respectively. The concentrations of Chl *a* and Chl *b* were calculated using the following equations: Chl *a* (mg g<sup>-1</sup>) = 12.7 (OD<sub>663</sub> - 2.29 OD<sub>646</sub>) and Chl *b* (mg g<sup>-1</sup>) = 22.9 (OD<sub>663</sub> - 0.21 OD<sub>646</sub>).

1. The first step is to identify the problem. This involves understanding the current situation and the goals that need to be achieved.

The first of these is the fact that the  
 Government has been unable to obtain  
 the necessary funds to carry out its  
 policy of non-interference in the  
 internal affairs of the country.  
 The second is the fact that the  
 Government has been unable to obtain  
 the necessary funds to carry out its  
 policy of non-interference in the  
 internal affairs of the country.

1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 26

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

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