An Act for the keeping regular, uniform and annual Registers of all Parish Poor Infants under a certain Age, within the Bills of Mortality.

WHEREAS the keeping regular, uniform and annual Registers of all Parish Poor Infants under four Years of Age, within the Bills of Mortality, may be a Means of preserving the Lives of such Infants: 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 Churchwardens and Overseers of the Poor of every Parish within the Bills of Mortality, or some one or more of them, shall, on or before the first Day of July in the present Year one thousand seven hundred and sixty-four, or any hundred and sixty-two, provide, or cause to be provided, at the Ex pense of their respective Parish, one Book of Royal Paper; and the Book belonging to such respective Parish wherein there is or shall be any Workhouse, Hospital, or other House or Place provided for the Maintenance of the Poor, shall, in every Page, be ruled with distinct Columns, and the Title of each Column shall be written or printed in such Page, agreeable to the Schedule hereunto annexed, marked (A); and the Book belonging to each respective Parish wherein there is no such Workhouse, Hospital, or Place, shall, in every Page, be ruled with distinct Columns, and the Title of each Column shall be written or printed in such Page, agreeable to the Schedule hereunto annexed, marked (B).

There is no such Workhouse, &c., according to the Schedule marked (B).

II. And be it further enacted by the Authority aforesaid, That the said Churchwardens and Overseers of the Poor, or some one or more of them, shall enter, or cause to be entered, in the Book belonging to their respective Parishes, and provided in pursuance of this Act, all the Infants under the Age of four Years, which, on the said first Day of July, shall be in the Workhouse or Workhouses, Hospital or Hospitals, or other House or Houses, Place or Places, provided for the Maintenance of the Poor, of each Parish respectively, or under the Care of the said Churchwardens or Overseers of the Poor, with the Times when they were received, their Names, Age, and whatever Description relates to them, as far as can be traced, being agreeable to the Schedules annexed, and agreeable to the said Schedules:

III. And be it enacted by the Authority aforesaid, That from and after the said first Day of July, all Infants under the Age of four Years, who shall be brought to any Workhouse or Hospital-House, or Place provided for the Maintenance of the Poor, or be under the Care of the said Churchwardens, or Overseers of the Poor, in their respective Parishes, or of any of them, shall be, by the said Churchwardens or Overseers of the Poor, or some one or more of them, or by the Direction or Command of one or more of them, entered regularly in the Book aforesaid, with the Times of their Admission, and all Circumstances relating to them, agreeable to the Titles and Heads of the Columns, in the said Schedules mentioned and set forth.

IV. And be it further enacted by the Authority aforesaid, That the first annual Register hereby intended and directed to be kept, shall commence on the said first Day of July, and shall end on the thirty-first Day of December ensuing; and, after that Time, the fair annual Register shall commence the first Day of January, and end the thirty-first Day of December following.

V. And be it further enacted by the Authority aforesaid, That, after the Expiration of each Year, the Names of all the Infants under four Years of Age, then living and registered in the said annual Registers,
Registries, and not discharging from being under the Care of the Churchwardens or Overseers of the Poor, shall be transferred to the Registrars for the Year ensuing, under their proper Dates of Reception, and under the Description in which they stand in the preceding Registrars, previous to any further Entry; so that each annual Register shall contain a full and distinct Register of the whole Number of Infants under the Age above-mentioned, under the Care of the Parish at that Time, as well as the Children received under the said Age, in the current Year, without being intermixed or blended with the Deaths or Discharges of any in the preceding Years.

VI. And be it further enacted by the Authority aforesaid, That the said annual Registrars, and every of them, shall be signed within thirty Days after the Expiration of each respective Year by the Vestry, or by any five of them, and by the Churchwardens, Overseers, Vestry Clerk, and Master of the Work-house, for the Time being; and where there is no Vestry or Vestry Clerk, by the Churchwardens, Overseers, and Master of the Work-house; and where there is no Master of the Work-house, by the Churchwardens and Overseers of the Poor.

VII. And be it further enacted by the Authority aforesaid, That in case any Infant is received into the Workhouse, or under the Care of the said Churchwardens or Overseers of the Poor, before the said Infant is baptized, or known to be baptized, due Care shall be taken to baptize the same within fourteen Days after the Reception of such Infant, so that the Christian and the true Surname, if known, and, if not known, a Surname to be given by the Churchwardens and Overseers of the Poor, or any one of them, be regularly entered in the said Book; and the Name and Surname of such Infant shall also be registered in the Parish Register of such Parish: And in case of a Difficulty of distinguishing Children, some proper Mark shall be affixed to the Child's Cloaths, or hung round his or her Neck.

VIII. And be it further enacted by the Authority aforesaid, That nothing herein contained shall extend, or be construed to extend, to such Children whose Parents receive Money from the Parish in Aid of the Maintenance and Support of such Children, they not being in the Workhouse, or other Parish House.

IX. And be it further enacted by the Authority aforesaid, That a Copy of the said Register wrote up, from Time to Time, shall, every Month, be laid by the Vestry Clerk, or other Person appointed for that Purpose, before the respective Vestries, or other parochial Meetings assembled in Vestry, that the same may be revised by them.

X. And be it further enacted by the Authority aforesaid, That the said Copy of the Register being completed at the End of the Year, shall be deposited in the Vestry Room, or other Place of parochial Meetings, to remain there for the Use of the Vestry-men, or other parochial Meetings.

XI. And be it further enacted by the Authority aforesaid, That the original Register Book shall remain and be carefully preserved and kept with the rest of the Parish Books in the Hands of the Parish Officers for the Time being.

XII. And be it further enacted by the Authority aforesaid, That all the respective Parishes within the Bills of Mortality by the Hand of their Vestry Clerk, or, where there is no Vestry Clerk, by the Hands of the Churchwardens, or one of them, shall, on or before the first Day of February in every Year, deliver fair Copies of their respective Registrars of Children under the Age of four Years, signed in manner hereby directed, into the Hands of the Clerk of the Matter, Wardens, and Court of Assistants of the Company of Parish Clerks, or such Person as the said Matter, Wardens, and Court of Assistants of the said Company, shall appoint, he returning a Receipt for the same signed by himself.

XIII. And be it further enacted by the Authority aforesaid, That the said Clerk, or other Person appointed by the said Matter, Wardens, and Court of Assistants of the said Company, shall receive the said Copies of Registrars, and cause the same to be bound in a Book, collecting and ranging together the Registrars of the ninety-seven Parishes within the Walls of the City of London, those of the seventeen Parishes without the Walls of the City of London, those of the twenty-three Parishes in Middlesex and Surrey, and those of the ten Parishes in the City and Liberty of Westminster, in alphabetical Order; and in this Order he shall, on or before the twenty-fifth Day of March in every Year, make out, or cause to be made out, one General Abstract of the same.

XIV. And be it further enacted by the Authority aforesaid, That the said Registrars of the respective Parishes, together with the said General Abstract, being bound in a Book together, shall remain deposited in the Hands and Custody of the said Matter, Wardens, and Court of Assistants of the said Company of Parish Clerks.

XV. And be it further enacted by the Authority aforesaid, That the said Clerk, or other Person appointed by the said Matter, Wardens, and Court of Assistants of the said Company of Parish Clerks, shall print, or cause to be printed, the said General Abstract, and deliver six Copies thereof to every Vestry Clerk, or to one of the Churchwardens, of all the respective Parishes within the Bills of Mortality, for the Use of the Parishioners and Parish Officers.

XVI. And be it further enacted by the Authority aforesaid, That for and in consideration of the Expense and Trouble of receiving the said Copies of Registrars, making an exact Abstract thereof,
C. 22. 

Anno secundo Georgii III. A. D. 1761.

thereof, binding the Registers and Abstractions in a Book to remain as a Depositary of the same, printing the General Abstraction, distributing the Copies thereof, with other contingent Expenses relating to the same, each Parish shall, by the Hands of the Vestry Clerk or Churchwarden, pay into the Hands of the Clerk or other Person appointed by the said Master, Wardens, and Court of Assistants of the said Company of Parish Clerks, the Sum of fifteen Shillings at the Time the said Copies of Registers are delivered to him, he passing a Receipt for the same.

XVII. And be it further enacted by the Authority aforesaid, That if any Churchwarden, Overseer of the Poor, Vestryman, Clerk of the Vestry, Master of the Workhouse, Master or Warden of such Company of Parish Clerks, or any Clerk of such Company, or any other Person or Persons, shall neglect his Duty as directed in and by this Act, such Churchwarden, Overseer of the Poor, Clerk of the Vestry, or Master of the Workhouse, Master or Warden of such Company of Parish Clerks, or such Clerk of such Company, Person or Persons, shall, for every Offence, forfeit and pay to the Informer the Sum of forty Shillings; to be recovered before any one of his Majesty's Justices of the Peace, and to be levied by Distress and Sale of the Goods and Chattels of the Offender, by virtue of a Warrant under the Hand and Seal of such Justice before whom the same shall be recovered, directed to any Constable or other Peace Officer.
<table>
<thead>
<tr>
<th>Name of the Child</th>
<th>Age of the Child</th>
<th>When arrived under the Care of the Parish</th>
<th>Name of the Parish by whom kept</th>
<th>If Money be received with a Child of a Labourer</th>
<th>If Removed or Trifled with Place</th>
<th>Sex</th>
<th>If Child a Female</th>
<th>Place where the Child is resident</th>
<th>Rate of Maintenance per Week</th>
<th>Destin to</th>
<th>Place, if any where.</th>
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(Schedule B)

Annual Register of the Parish Poor (under Four Years of Age) from the Day of to the Day of the Parish of (where there is not a Workhouse) according to the Act of Parliament of the Second of his Majesty King George the Third.
### Schedule A

**ANNUAL REGISTER of the PARISH POOR (under Four Years of Age) from the PARISH of [Insert Parish Name] according to the Act of Parliament of the Second of his Majestly King GEORGE the Third.**

<table>
<thead>
<tr>
<th>Name of the Child</th>
<th>Age of Child, Day, Mon.</th>
<th>If in Workhouse?</th>
<th>Name of Workhouse</th>
<th>If in Poor House?</th>
<th>Name of House</th>
<th>If in Workhouse, who took him in?</th>
<th>If in Poor House, who took him in?</th>
<th>When discharged from the Workhouse, if taken by the Mother, &amp;c.</th>
<th>Place where the Child lives from which &amp;c.</th>
<th>Name of Person to whom delivered from the Workhouse, &amp;c.</th>
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### Schedule B

(Additional information or instructions related to Schedule B, if any.)
## ANNUAL REGISTER of the PARISH POOR (under Four Years of Age) from the Day of to the Day of

(where there is a Workhouse) according to the Act of Parliament of the Second of His Majesty King GEORGE the Third.

<table>
<thead>
<tr>
<th>Name of the Child</th>
<th>Age</th>
<th>Sex</th>
<th>If born in the Workhouse</th>
<th>Workhouse in which the Child dwelt at the time</th>
<th>Name of the Parson by whom</th>
<th>Where removed to</th>
<th>When removed from the Workhouse</th>
<th>If removed to a Parish to what Place</th>
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( Schedule A )

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(If alive from North or South) —— If deceased, by whom admitted to the Parish, or if in the Workhouse, by whom. |
An Act to indemnify such as have been compelled to qualify themselves for Officers, and Employments, and to indemnify Justices of the Peace, Deputy Lieutenants, and Officers of the Militia, or others, who have been compelled to register or deliver in their Qualifications within the Time limited by Law, and for giving further Time for those Purposes; and for the making and filing of Affidavits of Articles of Clerkship. E. X. P. Further Time given for those Purposes to 28 Nov. 1762.

C A P. XXIV.

An Act for Importing Salt from Europe into the Colony of Nova Scotia in America.

WHEREAS Doubts have arisen, whether his Majesty's Subjects may lawfully import Salt directly from any foreign Port in Europe into the Colony of Nova Scotia in America for the Use of the Fishery there, in like manner as is allowed for the Fisheries of New England and Newfoundland, by the virtue of an Act of Parliament made in the fifteenth Year of the Reign of King Charles the Second; and whereas very considerable Establishments have lately been made in the said Colony by Fishermen from different Parts of his Majesty's Dominions, with a view to carry on the Fishery upon the adjacent Banks: In order therefore to remove such Doubts as aforesaid, and for the Encouragement of so valuable a Branch of the Commerce of his Majesty's Subjects, which was one principal Object of the Settlement of this Colony, and of the Encouragement given by Parliament for the Support of such Settlement, May it please your most Excellent 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 from and after the first Day of July one thousand seven hundred and sixty-two, it shall be lawful to and for any of his Majesty's Subjects to carry and import Salt from any Part of Europe into the Colony of Nova Scotia in America, in British Ships and Vessels, manned and navigated according to the Act of Parliament made in the twelfth Year of the Reign of King Charles the Second, intituled, An Act for the encouraging and encouraging of Navigation and Shipping; and in the same manner as Salt may be imported from Europe into New England and Newfoundland, by an Act made in the fifteenth Year of the Reign of the said King Charles the Second, intituled, An Act for the Encouragement of Trade, any Law, Statute, Usage, or Custom to the contrary in any wise notwithstanding.

C A P. XXV.

An Act for Naturalizing such foreign Protestants as have served, or shall serve for the Time therein mentioned, as Officers or Soldiers in his Majesty's Royal American Regiment, or as Engineers in America.

WHEREAS by an Act made in the thirteenth Year of the Reign of his late Majesty King George the Second intituled, An Act for Naturalizing such foreign Protestants, and others therein mentioned, as are settled or shall settle, in any of his Majesty's Colonies in America; all Persons born out of the Legitimacy of his Majesty, his Heirs, or Successors, who shall have inhabited and resided, or shall inhabit or reside, for the Space of seven Years, or more, in any of his Majesty's Colonies in America, or shall not have been absent out of the said Colonies, for a longer Space than two Months at any one Time during the said seven Years, are, upon the Conditions prescribed by the said Act, naturalized and made Partakers of all the Benefits and Privileges which the natural-born Subjects of this Realm do enjoy, other than such as are specified in a Proviso in the said Act contained: And whereas Commissions have been granted to a certain Number of foreign Protestants in America, in pursuance of a Power given by a subsequent Act of the twenty-ninth Year of the Reign of his late Majesty King George the Second, intituled, An Act to enable his Majesty to grant Commissions to a certain Number of foreign Protestants, who have served abroad as Officers or Engineers, to act and rank as Officers or Engineers in America only, under certain Restrictions and Qualifications; which said Officers have been very useful to his Majesty's Service, by the raising of a great Number of Men, and training them to discipline as Soldiers; And whereas several of the said Officers, since the passing of the above recited Acts, have purchased Estates in America, by which, as well as by their faithful Services, they have given the strongest Assurance of their Attachment and Fidelity to his Majesty's Government: And whereas it is just to reward the past Services of the said Officers and Soldiers, and to give Encouragement for their future good Conduct; and it is likewise expedient to add Inducements to such foreign Protestants as have settled, or may hereafter settle, in America, to engage in his Majesty's Service; Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all such foreign Protestants, as well Officers as Soldiers, who have served, or shall hereafter serve, in the Royal American Regiment, or as Engineers in America, for the Space of two Years, and shall take and subscribe the Oaths, and make, repeat, and subscribe the Declaration appointed by an Act made in the first Year of the Reign of his Majesty King George the First, intituled, An Act for the further Security of his Majesty's Peace and Government, shall be admitted of the said America, the Act 1 Geo. 1. c. 26.
ment, and the Succession of the Crown in the Hiers of the late Princess Sophia, being Protestants, and for extinguishing the Index of the pretended Prince of Wales, his open and secret Abettors; and shall, at the Time of subscribing the said Oaths, and making, repeating, and subscribing the said Declaration, produce Certificates, signed in manner directed by the above recited Act of the thirteenth of his late Majesty, of their having received the Sacrament in some Protestant and Reformed Congregation within the Kingdom of Great Britain, or within some of the said Colonies in America, within six Months before that Time, shall be deemed adjudged, and taken to be, his Majesty's natural-born Subjects of this Kingdom, to all Intents, Constructions, and Purposes, as if they, and every of them, had been or were born within this Kingdom; and that no Estates, of what Nature or Kind ever, purchased by them or any of them, in any of his Majesty's Colonies in America, since the passing of the above recited Act of the twenty-ninth Year of the Reign of his said late Majesty, shall be liable to Seizure into the Hands of his Majesty, his Heirs, or Successors, or their Titles thereto be otherwise impeached by reason of their having been Aliens at the Time of their making the said Purchases, the above recited Acts, or any other Statute, Law, or Thing whatsoever to the contrary notwithstanding.

II. Provided always, and be it enacted by the Authority aforesaid, That nothing in this Act contained shall extend, or be construed to extend, to naturalize any Person or Persons whatsoever, who, by virtue of an Act made in the 4th Year of the Reign of his late Majesty King George the Firstst Intituled, An Act to explain a Clause in an Act made in the seventh Year of the Reign of her late Majesty Queen Anne, for naturalizing foreign Protestants, which relates to the Children of natural-born Subjects of the Crown of England, or of Great Britain, are declared and enacted not to be entitled to the Benefit of the said Act of the seventh Year of her said Majesty's Reign; but that all such Persons shall be and remain in the same State, Power, and Condition, to all Intents, Constructions, and Purposes whatsoever, as they would have been in if this Act had never been made; any thing herein contained to the contrary in any wise notwithstanding.

III. Provided also, and be it further enacted, That no Person who shall become a natural-born Subject of this Kingdom by virtue of this Act, shall be thereby enabled to be of the Privy Council, or a Member of either House of Parliament, or to be capable of taking, having, or enjoying, any Office or Place of Trust within the Kingdoms of Great Britain or Ireland, either Civil or Military; or of having, accepting, or taking any Grant from the Crown to himself, or to any other in Trust for him, of any Lands, Tenements, or Hereditaments, within the Kingdoms aforesaid; any thing herein contained to the contrary thereof in any wise notwithstanding.

C A P. XXVI.

An Act for allowing further Time for Inrollments of Deeds and Wills made by Papists; and for Relief of Protestant Purchasers. Further Time given to 25 December 1762.

C A P. XXVII.

An Act for enabling the Judges of the Court of Session in Scotland to make an Adjournment of the said Court for such Time, betwixt the twentieth Day of December and the fifteenth Day of January yearly, as they shall judge most convenient, not exceeding twenty Days.

WHEREAS by an Act passed in the third Year of the Reign of his late Majesty King George the Second, intituled, An Act for enabling the Judges of the Court of Session in Scotland, to make an Adjournment of the said Court, which recites that the said continued Sittings of the Court of Session in Scotland, from the first Day of November to the last Day of February yearly had been found inconvenient and burthenome: For Remedy whereof, it is thereby enacted, That it shall and may be lawful for the Judges of the said Court of Session, and they are hereby empowered to make an Adjournment of their Sittings, on such Day betwixt the eleventh Day of December and the fifth Day of January yearly, and for such Time as they shall judge most convenient, not exceeding ten Days: And whereas it has been found by Experience, that an Adjournment of ten Days in loong a Session is not at all Times sufficient for answering the Purposes thereby intended, and that the Courts of Buisines, before the said Court, may often require an Adjournment for some Time longer, not only for enabling the Judges to advise such Causes as they cannot overtake during their Sittings, but also for enabling the Council more fully and accurately to prepare their Causes for the Decision of the Court, whereby great Delays and Expence in carrying on Buisines before the said Court would be prevented; Be it therefore 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 it shall and may be lawful for the Judges of the said Court of Session in Scotland, and they are hereby empowered to make an Adjournment of their Sessions, on such Day betwixt the twentieth Day of December and the fifteenth Day of January yearly, and for such Time as they shall judge expedient, not exceeding the Space of twenty Days; and any Law, Statute, or Usage, to the contrary notwithstanding.
An Act to prevent the committing of Thefts and Frauds by Persons navigating Bum Boats, and other Boats, upon the River Thames.

Whereas many ill-disposed Persons, using and navigating upon the River Thames certain Bum Boats, and other Vessels, under Pretence of selling Liquors of different Sorts; and also Stops, Tobacco, Brooms, Fruit, Greens, Gingerbread; and other such like Ware and Things, to and amongst the Seamen and Labourers employed in and about Ships, Vessels, and other Craft there, do frequently take occasion to cut, damage, and spoil the Cordages, Cables, Buoy, and Buoy Ropes, and the Headstays and other Fasts belonging to such Ships, Vessels, and Craft, and fraudulently carry away the same; likewise encourage such Seamen and Labourers to dispose of such Cordage, Cables, and Buoy, and such Goods, Merchandises, Materials, and Store, secretly and unlawfully, whereby great Losses are sustained by Merchants, and Owners of such Ships, Vessels, and other Craft, in the said River; For Remedy whereof, 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 from and after the twenty-fourth Day of June one thousand seven hundred and sixty-two, if any Person or Persons shall use, let out to hire, lend, or navigate, or shall be aiding or afflfing in using or navigating upon the said River, any Bum Boat, or other Boat, for the Purpose of selling, bartering, exchanging, or exposting to Sale, and amongst the Seamen and Labourers employed in and about Ships, Vessels, and other Craft, any Liquors, Stops, Tobacco, Brooms, or any Fruit, Greens, Gingerbread, or any such like Ware or Things, or shall sell, barter, exchange, or expose to Sale as aforesaid, any Sort of Liquor, or any Stops, Tobacco, Brooms, or any Fruit, Greens, Gingerbread, or any such like Ware or Things, in, from, or out of, any Bum Boat, or other Boat (other than and except such Bum Boats and other Boats and Vessels, as shall be entered in the Office of the Master, Wardens, and Assistants of the Guild, Fraternity, or Brotherhood, of the most glorious and unworllyd Trinity, and of Saint Clement in the Parish of Deptford Street in the County of Kent, in manner herein after mentioned, and shall be used and navigated for the Purposes aforesaid, in the Day-time between Sun-rising and Sun-setting only; or if any Person or Persons shall take, or receive, or procure to be delivered to them any Ropes, Cordage, Tackle, Apparel, Furniture, Stores, Materials, or any Part of any Cargo of Loading of any Ships or Vessels in the said River; or any such Person or Persons respectively shall, upon Conviction thereof before any Justice or Justices of the Peace of the County and with any County, City, Division, Liberty, or Place adjoining to the said River, upon the Oath of one or more credible Persons or Persons, be deemed guilty of a Misdemeanor; and it shall and may be lawful for any Person or Persons to apprehend and detain all Persons then on board such Bum Boat, and also to seize, search, and detain, in some Place of Safety, such Boat, and the Tackle, Apparel, Furnishings, and Loading thereof; and the Peron who has seized and detained such Persons shall be (as far as conveniently may be) conveyed before such Justice or Justices of the Peace as aforesaid; and such Boat, with the said Tackle, Apparel, Furniture, and Loading thereof, shall, upon such Conviction as aforesaid, be forfeited and disposed of as is herein after mentioned.

II. And be it enacted by the Authority aforesaid, That from and after the twenty-fourth Day of June one thousand seven hundred and sixty-two, every Bum Boat, or other Boat whatsoever, used and navigated for the Purposes aforesaid, upon the said River between London Bridge and the Lower Hope Point, shall be entered by the Owners or Owners thereof, with the Master, Wardens, and Assistants at their Office at the Trinity House in Water Lane, London, specifying the Name or Names, and Place or Places of Abode of such Owner or Owners; to the Intent that the said Master, Wardens, and Assistants may register every such Entry, and deliver in Writing to such Owner or Owners a Number to be marked on one or more Part or Parts of every such Bum Boat, or other Boat; and every such Owner or Owners shall cause the Number so delivered to be forthwith marked, together with his, her, or their Christian and Surname or Names, and Place or Places of Abode, upon such Part or Parts of the said Boat so entered as aforesaid, in such manner as the said Master, Wardens, and Assistants shall, from Time to Time, direct and appoint, in pursuance of the Authorities and Directions herein after given for that Purpose.

III. Provided always, That every time, and so often as the Property of any such Bum Boat, or other Boat, shall be varied or altered, the new Owner or Owners shall forthwith make a fresh Entry of the same, and cause the Number delivered in pursuance thereof to be marked on the said Boat, and together with his, her, or their Christian and Surname or Names, and Place or Places of Abode, Owner, every Time upon such Part or Parts of the said Boat, and in like manner as is herein before directed, at the first entering of any such Boat.

IV. And be it further enacted, That the said Master, Wardens, and Assistants, shall, and they the said Company is to be hereby empowered and required, to receive and register every such Entry in a Book or Roll to be therein provided and kept for that Purpose, and to deliver out a Number, in Writing, to such Owner or Owners, to be marked on one or more Parts or Parts of the said Bum Boat, in such manner as shall be directed by the said Company, and for the registering which Entry, and delivering out such Numbers to be paid, as follows, to the Sum of five Shillings shall be paid, and no more; and the said Master, Wardens, and Assistants, shall, and they the said Company is to be
and they are to make Certificates, or for acquainting the Master in the manner in which the Number and the Names and Abode of the Owners thereof shall be marked, and in what manner, and of what Dimensions the Figure or Figures and Letters, composing such Number, and Names and Place or Places of Abode of the Owner or Owners thereof shall be marked, and what is to be done, and how renewed, and in what Place and at what Time and Place the same shall be done, and how renewed, after Publication in the London Gazette, and Copies thereof annexed at the proper Places, shall be observed by the Owners or Owners of such Boats.

V. And be it enacted by the Authority aforesaid, That it shall and may be lawful for the said Master, Wardens and Affiliates, or such Person or Persons as they shall from Time to Time designate, to assign, proclaim, and appoint under the Seal of their Corporation, for all Owners or Masters of Ships or Vessels, either in Whole or in Part, in the said River respectively, or for such Person and Persons as the said Owners or Masters, or any sever or more of them, by writing under their Hands and Seals, shall, for that Purpose, nominate, depute and appoint (and which it shall be lawful for them, from Time to Time, to do) at any Time or Times from and after the twenty-fourth Day of June one thousand seven hundred and eighty-two, to stop, search and detain, any Ship or Vessel in the said River, and also to apprehend and detain, or cause to be apprehended and detained, any Person or Persons who may be reasonably suspected of having or conveying any such Goods, Stores or Things in such Boat; and such Person or Persons so apprehended shall be (as soon as conveniently may be) conveyed before one or more Justice or Justices of the Peace for the County, City, Division, Liberty or Place adjoining to the said River: And if such Person or Persons shall not produce the Party or Parties from whom he, she or they bought or received such Merchandizes, Goods, Stores or Things aforesaid, or some credible Person to depose, upon Oath, the Sale or Delivery thereof, shall not give an Account to the Satisfaction of such Justice or Justices how he, she or they came by the same; that then the said Person or Persons so apprehended shall be deemed and adjudged guilty of a Middlemans; and such Boat, with her Tackle, Apparrel, Furniture and Loadings, shall, upon such Conviction, be forfeited and disposed of as is herein after directed.

VI. And be it further enacted by the Authority aforesaid, That every Constable, Headborough and Beadle, and every Watchman (during such Time as he shall be on Duty) of every Parish and Place, where he shall be an Officer, shall and may apprehend and detain, or cause to be apprehended and detained, all and every Person or Persons, who may reasonably be suspected of having or carrying, or any ways conveying, any Goods, Merchandizes, or Things, and shall then and there seize and detain, in some Place of Safety such Merchandizes, Goods, Stores or Things aforesaid, and shall, as soon as conveniently may be, convey, or cause the Person or Persons so apprehended to be conveyed, before one or more Justice or Justices of the Peace for the County, City, Division, Liberty or Place adjoining to the said River, and if such Person or Persons shall not produce the Party or Parties from whom he, she or they bought or received the same, or some credible Person to depose upon Oath the Sale or Delivery thereof, shall not give an Account to the Satisfaction of such Justice or Justices, how he, she or they came by the same, that then the said Person or Persons so apprehended shall be deemed and adjudged guilty of a Middlemans.

VII. And be it further enacted by the Authority aforesaid, That it shall and may be lawful for any Justice of the Peace, upon Information made to him on Oath, by any credible Person or Persons, that there is Cause to suspect that any Merchandizes, Goods, Stores or Things (suspected to have been stolen or unlawfully taken by, or taken from some Ship or Vessel in the said River) are concealed in any Dwelling-house, Warehouse, Out-house, Yard, Garden, or other Place, by Warrant under his Hand and Seal, to cause every such Dwelling-house, Warehouse, Out-house, Yard, Garden and Place to be searched in the Daytime; and if any such Merchandizes, Goods, Stores or Things shall be found therein, to cause the same to be deposited and kept in some Place of Safety; and also to cause the Person or Persons in whose House, Warehouse, Out-house, Yard, Garden or other Place the same shall be found, to be brought before him, or any other Justice or Justices of the Peace, for the County, City, Division, Liberty or Place, and if such Person or Persons shall not give an Account to the Satisfaction of such Justice or Justices how he, she or they came by the same, and shall not within some reasonable and convenient Time, to be set by such Justice or Justices, produce the Party or Parties from whom he, she or they bought or received the same Merchandizes, Goods, Stores or Things, that then the Person or Persons in whose House, Warehouse, Out-house, Yard, Garden, or other Place the same shall be found, shall be deemed and adjudged guilty of a Middlemans.

VIII. And be it enacted by the Authority aforesaid, That upon any Person or Persons being convicted of either of the said last-mentioned Middlemans, or the Justice may exact such Goods, as to be deposited in the Custody of the Churchwardens or Overseers of the Poor of the Place where such Goods shall have been to be deposited as aforesaid (who are hereby required to receive
receive the same) or in any other convenient Place, for any Time not exceeding thirty Days; and to whosoever shall advertise the same, it within the Bills of Mortality, and if it is not, Notice is to be given by the publick Cryer, and also by a publick Notice in Writing, demanding such Merchandises, Goods, Stores or Things, and where the same shall have been so deposited, to the End that Persons having lost any such, or any respectable Person on their behalf, may come and claim the same, within thirty Days from the Time of giving and affixing such Notice as aforesaid; and in case any Person or Persons do or shall, within the Space of such thirty Days, prove his, her or their Property in and to the said Merchandises, Goods, Stores or Things, upon Oath, to the Satisfaction of one or more Justice or Justices as aforesaid, that then such Justice or Justices shall order Restitution of such Merchandises, Goods, Stores or Things to be made to the Owner or Owners thereof, after paying the reasonable Charges of Fizing, removing, depositing and giving publick Notice as aforesaid, and also reasonable Compensations to the Person or Persons giving such Information as aforesaid; such Charges and Compensations to be settled and ascertained by such Justice or Justices; But if at the End of the said thirty Days (Notice having been given as aforesaid) no such Proof shall be made as aforesaid, the said Merchandises, Goods, Stores or Things shall be sold by the Authority of the Court of the Churchwardens or Overseers, in whose Custody the same shall have been deposited, and the Person or Persons giving such Information as aforesaid, for the best Price that can reasonably be had; and, after deducting the Charges so as aforesaid, the Remainder of the Money arising from such Sale shall be given, one moiety thereof to the Person or Persons so apprehending or giving Information as aforesaid (as the Case shall be) of the Party or Parties guilty of the Misdemeanors as aforesaid, or of either of them, and the other moiety to the Poor of the Parish where such Merchandises, Goods, Stores or Things shall be sold; and the same shall have been first deposited as aforesaid.

IX. And be it further enacted by the Authority aforesaid, That every Person to whom any Goods, Store or Things belonging to Ships or Vessels shall be brought and offered to be sold, pawned or delivered, shall, and he or she is hereby empowered and required (there being reasonable Cause to suspet that such Merchandises, Goods, Stores or Things were stolen, or unlawfully come by, from or out of any Ship or Vessel in the said River) to apprehend, secure and carry before a Justice of the Peace for the County, City, Division, Liberty or Place where the same shall be found or offered, to the Person or Persons for bringing or offering the same, and in the mean Time to secure such Merchandises, Goods, Stores or Things; and such Person or Persons apprehended shall be dealt with, and such Merchandises, Goods, Stores or Things shall be deposited and disposed of in the same Manner as if he, she or they had been apprehended by the Constable, Headborough, Beadle or Watchman as aforesaid.

X. And be it further enacted, That every Person deemed and adjudged guilty of any of the Misdemeanors aforesaid, shall, for every such Misdemeanor, forfeit, for the first Offence, the Sum of forty Shillings; for the second Offence, the Sum of four Pounds, and for every subsequent Offence, the Sum of four Pounds; and all which said respective Forfeitures shall be levied by the Sheriff and Sale of the Goods and Chattels of such Person or Persons as aforesaid, and the Monies obtained after Charges of the said Forfeiture and Sale deducted; by Warrant under the Hand and Seal, or of the County, City, Division, Liberty or Place where the same shall be found or offered, to the Person or Persons apprehending the same, and the Monies obtained thereby to the said Sheriff and Wardens, and Affiliates of the said Corporation, to be distributed among the poor Decayed Seamen and their Wives, under the Care of the said Corporation; and if the said respective Forfeitures shall not be paid, nor sufficient for the full Payment of such as shall be found whereon to levy the same, then the said Justice or Justices shall and may commit every such Offender so constable for aforesaid, to the proper Gaol, or to any other Prison or House of Correction within his or their Jurisdiction, without Bail or Mainprize, for the Space of one Month for the first Offence, and for the second Offence for the Space of two Months, and for every subsequent Offence, until such Offender shall be discharged by Order of the Court of General or Quarter Sessions.

XI. And be it further enacted, That every Conviction of any Offender in any of the said Misdemeanors shall be certificated by the Justice or Justices of the Peace making the same, to the next General or Quarter Session of the Peace, to be filed and entered amongst the Records of the said Session, and that such Conviction shall and may be drawn up on Parchment, and certified as follows (that is to say)

* E Add, {B} Ed., it is remembered, That on the 20th Day of the Year in the Year 1671.
* A. R. was convicted before the Justice of the Peace for the County, City, Division, Liberty or Place aforesaid (as the Case shall be) of a Misdemeanor in one or more of the Infringements before mentioned, specifying the same particularly in the Words by which the same is or are described in and by this Act, or in any other Form of Words to the like Effect.
* Given under Hand and Seal the Day and Year aforesaid.

Which said Conviction, in the same or the like Form or Words, shall be good and effectual in Law, to all Intents and Purposes, and shall not be quashed, set aside, or be adjudged void or insufficient for want of any other Form or Words whatsoever, nor be liable to be removed by Certiorari into his Majesty's Court of King's Bench, but shall be deemed and taken to be final, to all Intents and Purposes whatsoever.
C. 28.  

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XII. And be it further enacted by the Authority aforesaid, That from and after the twenty-fourth Day of June, one thousand seven hundred and fifty-two, every Person who shall buy or receive any Part of the Cargo or Loading of, or any Goods, Stores or Things, of or belonging to any Ship or Vessel in the said River, knowing the same to be stolen or unlawfully come by; or shall privately buy or receive any such Goods, Stores or Things, or any Part of such Cargo or Loading, by sufferance any Door, Window or Shutter to be left open or unfastened between Sun-setting and Sun-rising for that Purpose, or shall purchase or receive the same, or any of them, at any Time, in any clandestine Manner, from any Person or Persons whomsoever, shall, being thereof convicted by due Course of Law (although the principal Felon or Felons, Offender or Offenders, has or have not been convicted of stealing or unlawfully procuring the fame) be transported for fourteen Years to any of his Majesty's Colonies or Plantations in America, according to the Laws in force for the Transportation of Felons.

XIII. And be it further enacted by the Authority aforesaid, That if any Person or Persons shall cut, damage or spoil by any Means, Cable, Buoy, Buoy Rope, Headfaft, or other Fait, fixed, or lying in the River, or shall cause such Cable, Buoy, Buoy Rope, Headfaft, or other Fait, fixed, or lying in the River, to be damaged or spoilt, he shall be convicted of the same, and be transported to any of his Majesty's Colonies or Plantations in America for the Space of seven Years, according to the Laws in force for the Transportation of Felons.

XIV. And be it further enacted by the Authority aforesaid, That if any Person, being out of Prison, shall, after the twenty-fourth Day of June, one thousand seven hundred and fifty-two, by stealing, or unlawfully receiving, any Part of any Cargo or Lading of, or any Goods, Stores or Things, belonging to, or out of or from any Ship or Vessel in the said River, and shall afterwards discover two or more Persons who shall have bought or received any stolen or unlawfully procured Goods, Stores or Things, or any Part of any Cargo or Lading of, or belonging to, or, by, from, or out of any Ship or Vessel in the said River, after the twenty-fourth Day of June, one thousand seven hundred and fifty-two, shall be convicted of the same, and be transported to any of his Majesty's Colonies or Plantations in America for the Space of seven Years, according to the Laws in force for the Transportation of Felons.

XV. And be it enacted by the Authority aforesaid, That if after the Publication of any such Orders, Rules and Regulations by the said Master, Wardens and Affiliates, any Person or Persons shall row or navigate, within the Limits aforesaid, any such Boat as is herein before directed to be entered, marked and numbered, not being entered, marked and numbered, as aforesaid; or having a false Mark or Number, or not having the real Name or Names, and Places of Abode, of the Owner or Owners of such Boat aforesaid, entered therein, or not having such Names and Figures kept fair and legible, in such manner as shall have been directed and required, from Time to Time, by such Orders, Rules and Regulations; in each of the Places aforesaid, every such Person being thereof convicted before one or more Justice or Justices of the Peace of any County, City, Division, Liberty or Place, near or adjoining to the said River, upon his or her own Confession, or the Oath of one or more credible Person or Persons, shall, for every such Offence, forfeit and pay the Sum of forty Shillings; one Moiety whereof to be paid to the Person or Persons who shall give Information and prosecute to Conviction, such Offender or Offenders, as aforesaid, and the other Moiety to the said Master, Wardens and Affiliates of the said Corporation, to be applied by them as aforesaid: And it shall and may be lawful for any Person or Persons, upon Discovery of any such Offence or Offences, to seize and detain any such Boat, with all the Tackle, Apparel and Furniture thereof, belonging; and shall thereupon, within the Space of forty-eight Hours after such Seizure made, give Information thereof, and of the Nature of the Offence, to any one or more Justice or Justices of the Peace as aforesaid, who shall proceed to hear, and shall determine, as soon as conveniently may be, upon such Information; and if such Offender shall not be paid within the Space of twenty-four Hours after Conviction, then the same shall be raised by Sale of the said Boat, and her Tackle and Appurtenances; and every Justice of the Peace, within his Jurisdiction, is hereby authorized and required to issue his Warrant under his Seal and Sign, directed to the Constable, or some other Peace Officer of the Parish or Place in which such Boat, so seized as aforesaid, shall be detained, to cause Sale to be made thereof, and all her Tackle and Appurtenances, with all convenient Speed, for raising the Money forfeited for the said Offence as aforesaid, rendering to the Offender or Offenders the Overplus (if any there shall be) after deducting the Charges of detaining and selling such Boat.

XVI. And be it further enacted by the Authority aforesaid, That the said Master, Wardens and Affiliates shall and may, and they are hereby authorized and required, in every Complaint to be made to them by any credible Person or Persons, of any thefts, Robberies, Frauds, or other illegal Practices, being carried on, or reasonably suspected to be carried on, in any Boat to be numbered and marked as aforesaid, to summon the Owner or Owners thereof to appear before them, or any five or more of them, at the Trinity House in Water-Lane, or other such Place of Meeting appointed, or to be appointed, at such Time as they shall appoint; at which Time and Place the said Master, Wardens and Affiliates, or any five or more of them, shall inquire into the said Complaint in a summary Way; and in case the said Complaint shall be proved to their Satisfaction, and they shall so think fit, they the said Master, Wardens and Affiliates, or any five or more of them, being a Majority...
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rigy of the Members then present, may thereupon take away and totally abolish the said Number for given to the said Boat as aforesaid; and also may, for the future, refuse to enter, as before directed, any Boat of or belonging to such Owner or Owners; any Thing herein before contained to the contrary notwithstanding.

XVII. And be it enacted by the Authority aforesaid, That any Person or Persons shall be convicted of any Offence against this Act, by which is incurred the forfeiture of any Boat, with her Tackle and Appurtenances, and concerning which, after such Conviction, no Provision is hereby made, it shall and may be lawful to and for such Justice or Justices of the Peace, before whom such Conviction shall be had, or any other Justice or Justices of the Peace of and for any County, City, Division, Liberty or Place adjoining to the said River Thames, on Conviction had, and they are hereby respectively authorized and required, to cause such Boat, with her Tackle and Appurtenances, to be totally burnt and destroyed, within six Days next after such Conviction as aforesaid, by Warrant under the Hand and Seal, or Hands and Seals of such Justice or Justices, directed to the Constable or other Peace Officer of the Parish or Place adjoining to the said River, or where such Conviction shall be had; which said Constable, or other Peace Officer, shall thereupon cause such Boat, Tackle and Appurtenances to be burnt and destroyed, within the Time aforesaid.

XVIII. And be it enacted by the Authority aforesaid, That it shall and may be lawful for any Person or Persons, by the Authority of this Act, and without any other Warrant, to apprehend any Offender or Offenders committing any of the Offences herein before mentioned, and intended by this Act to be redressed, and, with all convenient Speed, to convey or deliver every such Offender or Offenders to a Constable, or some other Peace Officer of the Parish, City, Division, Liberty or Place in or near to which the Offence shall be committed, or the Offender or Offenders shall be apprehended, in order to be conveyed before some Justice of the Peace of such County, City, Liberty or Place, there to be dealt with according to Law.

XIX. And be it enacted by the Authority aforesaid, That in case any Person or Persons acting in the Execution of any of the Powers granted by this Act, shall be obstructed therein, every Person so obstructing, and all such as shall act in their Affnance, shall, on being thereof convicted before the Justices of the Peace, at the General or Quarter Sessions of the County or City adjoining to the said River, upon the Oath of two or more credible Persons, be transported to any of His Majesty's Plantations in America, for the Space of seven Years, according to the Law or Laws now in force for the Transportation of Felons.

XX. And be it further enacted by the Authority aforesaid, That in all Actions, Suits, Trials, and other Proceedings, which shall or may be had in pursuance of this Act, or in relation to any Matter or Thing herein contained, any Member of the said Corporation, or any Inhabitant of the Parish, Town or Place in which any Offence shall be committed, contrary to the true Intent and Meaning of this Act, or wherein any Conviction shall be made purporting hereto, shall be admitted to give Evidence, and shall be deemed a competent Witness, notwithstanding his being a Member of the said Corporation.

XXI. And be it also enacted by the Authority aforesaid, That in all Cases where an Oath is by this Act directed to be taken by any Person or Persons, it shall and may be lawful for any one or more Justice or Justices of the Peace within the County, City, Division, Liberty or Place, where the Matter to be sworn to shall arise, and he and they is and are respectively hereby authorized and required to administer the same, without Fee or Reward.

XXII. And be it further enacted by the Authority aforesaid, That if any Action or Suit shall be commenced or brought against any Justice or Justices of the Peace, or the said Master, Wardens and Assistants, or any of them, or other Officer or Person whatsoever, acting in the Execution of any of the Powers in them hereby vested, for doing, or causing to be done, any Thing in pursuance of this Act, concerning any of the said Offences, the same shall be laid in the County of Middlesex, or City of London, and not elsewhere; and shall be commenced within six Months next after such Cause of Action accrued; and the Defendant or Defendants therein may plead 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 by the Authority of this Act: And if it shall appear so to have been done, or that such Action or Suit was brought after the Time before limited, or in any other Place; that then the Jury shall find for the Defendant or Defendants; and if upon such Action a Verdict shall be given for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuit, or discontinue his, her or their Action or Suit, after the Defendant or Defendants shall have appeared; or if upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall and may recover treble Costs, and have such remedy for the same, as any Defendant or Defendants hath or have in any Case by Law.

XXIII. And be it further enacted by the Authority aforesaid, That this Act shall be deemed, adjudged, and taken to be a publick Act; and be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without the same being specially pleaded.
An Act to amend so much of an Act made in the first Year of the Reign of King James the First, intituled, An Act for the better Execution of the Intent and Meaning of former Statutes made against Shooting in Guns, and for the Preserving of the Game of Pheasants and Partridges, and against the destroying of Hares with Hare Pipes, and tracing Hares in the Snow; as relates to the Preserving of Houfe Doves and Pigeons, by making the manner of convicing such Person or Persons as shall offend therein, more easy and expeditious.

WHEREAS by an Act made in the first Year of the Reign of his Majesty King James the First, intituled, An Act for the better Execution of the Intent and Meaning of former Statutes made against Shooting in Guns, and for the Preserving of the Game of Pheasants and Partridges, and against the destroying of Hares with Hare Pipes, and tracing Hares in the Snow; it is amongst other Things therein enacted, That all and every Person and Persons who shall kill or destroy any House Dove or Pigeon, and shall be thereof convicted by the Confession of the Party, or by the Testimony of two sufficient Witneses, upon Oath before two or more Justices of the Peace, of the County, City, or Town Corporate, wherein the Offence shall be committed, or the Parties apprehended, such Justices shall commit every such Offender to apprehended, to the common Goal of the said County, City, or Town Corporate, where the Offence shall be committed, or the Party apprehended, there to remain for three Months without Bail or Mainprize, unless that the said Offender do or shall forthwith upon the said Conviction pay, or cause to be paid, to the Churchwardens of the said Parish where the said Offence shall be committed, or the Party apprehended, to the Use of the Poor of the said Parish, the Sum of twenty Shillings for every Houfe Dove or Pigeon which every such Person or Persons, so offending and convicted as aforesaid, shall take, kill, or willingly destroy, contrary to the true Purport and true Meaning of that Act; or after one Month after his Commitment, together with two sufficient Sureties, become bond by Recognizance in the Sum of twenty Pounds apiece, to the King's Majesty's Use, his Heirs and Successors, with Condition that he the said Party so offending shall not at any Time thereafter shoot at, kill, take, or destroy, any Houfe Dove or Pigeon, by any such Means as in the said Act are mentioned; which said Recognizance shall be taken by any two or more Justices of the Peace, of the said County, City, or Town Corporate, where the Offender shall be so imprisoned as aforesaid, and shall be returned to the then next Quarter Sessions, and there to remain or Record as other Recognizances taken for the Peace, as by the said in Part recited Act, relation for greater Certainty being thereunto had, may more fully appear: And whereas the Method of convicing Offenders against the above recited Act, hath hitherto been found, in a great degree, ineffectual, to answer the good Intentions of the said Act: Therefore for more speedy convicing and punishing Persons who shall be guilty of the said mischiefs Pratice of willfully killing or destroying Houfe Doves or Pigeons, belonging to other Persons; May it 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 after the twenty-fourth Day of June one thousand seven hundred and sixty-two, if any Person or Persons shall forthwith, upon the Intent to kill, or by any means whatever, kill or take, with a willful Intent to destroy, any Houfe Dove or Pigeon, and shall be thereof convicted by the Confession of the Party offending, or the Oath of one or more credible Witnesse or Witnesse, before one or more Justice or Justices of the Peace of the County, City, Town Corporate, Division, Riding, or Place, (which Oath such Justice or Justices are hereby authorized to administer) wherein any such Offence or Offences shall be committed, or the Party or Parties offending shall be apprehended, every Person so offending, and who shall be convicted as aforesaid, of any such Offence, shall, for every such Offence or Offences, forfeit and pay the penalty of twenty Shillings, to the Person or Persons who shall inform against, and prosecute to Conviction, any such Offender or Offenders; and in case the Money so forfeited shall not be forthwith paid on every such Conviction, it shall and may be lawful for such Justice or Justices to commit any such Offender or Offenders, who shall be so convicted as aforesaid, to the common Goal of the County, or the Houfe of Correction in the Division or Place where the Party is convicted or apprehended, and be kept to hard Labour for any Time not exceeding three Calendar Months, or less than one Calendar Month, as any such Justice or Justices shall think meet, unless the Money so forfeited shall be sooner paid.

II. Provided always, and it is hereby also enacted, That nothing in this Act contained shall be construed, deemed, or taken, to hinder any Owner of a Dove Cote, Pigeon Houfe, Pigeon Chamber, or any other Place, built up or erected, or to be built up or erected, for the Preservation or Breeding of Pigeons, from taking, killing, or destroying, by himself, or any other Person by him appointed or authorized for that purpose, all or any Houfe Doves, or Pigeons, which shall at any Time be taken in the proper Dove Cote, Pigeon Houfe, Pigeon Chamber, or any other Place, as aforesaid, for the Preservation or Breeding of Pigeons, of any Owner of such Iove Cote, Pigeon Houfe, Pigeon Chamber, or other Place.

III. Provided further, and it is hereby also enacted, That no Person who shall be convicted of any Offence against this Act, shall be liable to be convicted for any such Offence under any former or other Act; and that no Person shall be prosecuted for any Offence against this Act, unless the Prosecution

Offender is liable only to one conviction for the same Offence; and Penalties are to be com-

The Owners of Dove Cotes, or other Places built for the Preservation or Breeding of Pigeons, and those appointed by them, excepted.
An Act for enlarging and improving the North East Avenue of London Bridge.

Whereas by an Act made in the twenty-ninth Year of the Reign of his late Majesty King George the Second, intituled, An Act to improve, widen, and enlarge the Passage over and through London Bridge, the Mayor, Aldermen, and Commons of the City of London, in Common Council assembled, were empowered to make such Purchases, and take down such Houses, Edifices, and Buildings, standing or being on the said Bridge, or contiguous or adjoining thereto, as they should judge necessary, for the Enlargement and Improvement of the Passage over, and the Venues leading to and from, the said Bridge: And whereas the said Mayor, Aldermen, and Commons, of the said City, have proceeded in the Execution of the Powers granted by the said Act, and the Passage over the said Bridge is already, on the Eastern Side thereof, secured by a proper and uniform Balustrade, which, in order to avoid the Water-works of London Bridge, and prepare with the regularity, the Connexion of the Passage of the said Bridge with Fishfriest Hill, ranges Northward upon the Parish Church of the United Parishes of Saint Magnus and Saint Margaret New Fishfriest, London, at the North East Avenue of the said Bridge, almost in a Line with the Arch of the Tower or Steeple of the said Church, which forms a spacious Passage through the said Tower from North to South: And whereas the good Ends and Purposes of the said Act cannot be answered unless the Site or Ground of the said Parish Church, on the North and South Sides of the said Tower, is, with the said Passage through the same, laid into the North East Avenue of the said Bridge:

But in regard the Alteration aforesaid cannot be made without the Authority of Parliament, May it please your most Excellent 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 Site or Ground of the said Parish Church of the United Parishes of Saint Magnus and Saint Margaret New Fishfriest, London, on the North and South Sides of the said Tower or Steeple of the said Church, together with the said Passage through the said Tower, from North to South, shall be, and the same are hereby vested in the Mayor, and Commonalty, and Citizens, of the City of London, and their Successors, for the Enlargement and Improvement of the North East Avenue of London Bridge, as well for the Benefit of all Persons passing on Foot over the said Bridge, as for the safe and commodious Passage of Carriages, at the North West Angle of the said Church; and for effecting the Purposes aforesaid, the said Mayor, Aldermen, and Commons, of the said City, in Common Council assembled, shall, and they are hereby authorized and required, with all convenient Speed after the passing of this present Act, to cause so much of the Fabric of the said Parish Church to be taken down and removed, as shall be necessary for laying the Site or Ground aforesaid, with the said Passage, into the said North East Avenue of the said Bridge.

And be it further enacted by the Authority aforesaid, That the said Mayor, Aldermen, and Commons, of the said City, in Common Council assembled, shall, with all convenient Speed, after so much of the Fabric as aforesaid shall be taken down and removed in manner aforesaid, cause the Western Walls of the said Church to be rebuilt in Line with the East Side of the said Tower or Steeple, and united thereto, and to the North and South Sides of the said Fabric, in the most proper and effectual manner, as well in point of Ornament as Safety; and shall also cause, not only such new Works to be suitably and substantially performed and completely finished, in all respects as well within the Body of the said Church as without, but also all such other Works as shall be necessary for the Safety and Ornament of the said Tower or Steeple of the said Church; And in the Execution of the Works aforesaid, any Injury or Injuries shall be done, either by Accident or otherwise to the said Tower or Steeple, or to the Fabric or Body of the said Church, either within Site or without, or to any of the other Works or Ornaments thereof; then, and in such case, the said Mayor, Aldermen, and Commons, in Common Council assembled, shall, with all convenient Speed, cause such Injury or Injuries to be repaired and made good, in all respects, and in the most proper and effectual manner.

And be it further enacted by the Authority aforesaid, that the great Western Doors of the said Church, now placed on the West Side of the said Tower, within the Arch thereof, which forms a Passage through the same from East to West, shall be removed and placed in the most suitable and commodious manner on the East Side of the said Tower; and that the same Passage shall be preferred, in all Times to come, for the publick Western Entrance into the said Church, for the Benefit of all Persons resorting thereto, and returning from the same.

Provided always, and it is hereby enacted by the Authority aforesaid, That the said Site or Ground to be laid into the said North East Avenue of the said Bridge as aforesaid, shall be considered, and may, in all Times to come, be used, as Part of the Cemetery of the said Church; any Thing here- in before contained to the contrary thereof in any way notwithstanding: But if the Pavement there shall be broke up on account of the burying any Persons, the same shall be laid down, repaired, and made good, from Time to Time, by the Churchwardens for the Time being of the said united Parishes.
V. And it is hereby further enacted by the Authority aforesaid, That the said Mayor, Aldermen, and Commons, in Common Council assembled, shall, with all convenient Speed, cause to be erected, built and finished, in a suitable and substantial Manner, in the Church-yard of the said Church, on the South Side thereof, near the South West Angle of the same Church, a proper and commodious Vestry Room for the Service of the said Church, with two Doors, one opening into the other into the Church-yard; and also a proper Engine House to adjoin to the said Vestry Room for the Reception and Preservation of the Fire Engine of the said United Parishes, and the Utensils belonging thereto; and such Vestry Room and Engine House shall be considered as Part of the publick Works of the said Church.

VI. And it be further enacted by the Authority aforesaid, That all the Stone, Timber, Lead, Iron, Glaz, and other Materials of such Part of the Fabric of the said Church, as shall be taken down by virtue and in pursuance of this Act, shall be, and the same are hereby, vested in the said Mayor and Aldermen and Commons, in Common Council assembled, as Trustees, and for the use and benefit of the said Church, and the Utensils belonging thereto; and the same shall be sold by publick Auction, and the Money raised thereby shall be paid into the Exchequer for the Time being of the said United Parishes, for the better Sustentation of the said Works and Ornaments of the said Church.

VII. And it is hereby further enacted by the Authority aforesaid, That the clear yearly Sum of thirteen Pounds shall, in compensation for any Losses which may hereafter be sustained by the Reckoners and Parsoners for the Time being of the said United Parishes respectively, in consequence of this Act, be, and the same are hereby, charged and chargeable for ever upon all and singular the Manors, Millings, Lands, Tenements and Hereditaments of the City of London, commonly called The Bridgehouse Estates, and shall be payable and paid half-yearly out of the Rents, Profits, and Product of the same, and to be paid every half-year in the City of London, in manner following: that is to say, The Sum of five Pounds, Part of the said yearly Sum of thirteen Pounds, to the Churchwardens for the Time being of the said United Parishes, for the better Sustentation of the said Church; and the remainder of the said yearly Sum of thirteen Pounds, to the Churchwardens for the Time being of the said United Parishes, for the use and benefit of the said Church, in all manner as aforesaid.

VIII. And it be further enacted by the Authority aforesaid, That the Charges and Expenses of obtaining and passing this present Act, and of carrying the same into Execution, shall be paid out of the Monies already granted, or to be granted, by Authority of Parliament, for improving, widening and enlarging the Pavement over and through London Bridge.

IX. And it be further enacted by the Authority aforesaid, That all and every the Powers, Clauses, Provisions, Matters and Things contained in this Act, or any Acts made in pursuance thereof, or any Acts of the said late Majesty, and also in another Act made in the thirty-third Year of his said late Majesty, intituled, An Act for applying a Sum of Money granted in this Session of Parliament for rebuilding London Bridge, and for rendering more effectual an Act passed in the twenty-ninth Year of his majesty's Reign, intitled, An Act to improve, widen and enlarge the Pavement, and the said Paving over and through London Bridge, shall, so far as they, or any of them, are applicable to this present Act, be extended to, and be in full Force and effectual, as well for the Purposes of this Act as of the said former Acts, as fully and effectually as if the same were in, and by this Act expressly re-constituted and declared to take Effect and be in Force.

X. And it be further enacted by the Authority aforesaid, That if any Action shall be, or Suit commenced, against any Person or Persons, for any Thing done in pursuance of this Act, or in relation to the Premises, or any of them, such Action or Suit shall be laid or brought within six Calendar Months next after the Fact done, and shall be laid or brought in the City of London, and not elsewhere; and the Defendant or Defendants in such Action may plead 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 by the Authority of this Act: And if the same shall appear to have been so done, or if any such Action or Suit shall not be brought within the Time before limited, or shall be brought in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall be found not to have, or to have a Definitive Account of, his or their Action or Actions, or if a Verdict shall pass against the Plaintiff or Plaintiffs, the said Defendant or Defendants shall have treble Costs, and shall have such Remedy for recovering the same, as any Defendant or Defendants hath or have for Costs in other Cases by Law.

XI. And it be further enacted by the Authority aforesaid, That this Act shall be deemed a publick Act, and shall be taken Notice of, as such, by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.
vice and Confect of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That an Act made in the second Year of his late Majesty's Reign, intituled, An Act for the better Regulation and Government of Seamen in the Merchants Service, which was to be in force for five Years, from the twenty-fourth Day of June one thousand seven hundred and twenty-nine, and from thence to the End of the then next Session of Parliament; and which Act was, by an Act made in the eight Year of the Reign of his said late Majesty, further continued until the twenty-fifth Day of March one thousand seven hundred and forty-nine, and from thence to the End of the then next Session of Parliament; and which Act was, by an Act made in the twenty-third Year of the Reign of his said late Majesty, further continued until the twenty-fifth Day of March one thousand seven hundred and sixty-four, and from thence to the End of the then next Session of Parliament, is temporary, and near expiring; shall be, and is hereby, made perpetual.

II. And be it further enacted by the Authority aforesaid, That from and after the first Day of May one thousand seven hundred and sixty-four, all the Provisions, Penalties, Clauses, Matters and Things contained in the said Act of the second Year of his said late Majesty's Reign, shall be, and the same are hereby, extended to all his Majesty's Colonies in America; and that all Penalties and forfeitures to be incurred by the said Act, and directed to be applied to, and for the Use of Greenwich Hospital, shall be paid to such Officer, or Officers in the said Colonies, as shall be appointed by the Lord High Admiral of Great Britain, or the Commissioners for executing the Office of Lord High Admiral of Great Britain for the Time being; And in case any Masters or Commanders, or Owners of any Ships or Vessels, shall deduct out of the Wages of any Seaman or Mariner any of the Penalties and forfeitures which, by the said Act, are directed to be deducted and applied to, and for the Use of Greenwich Hospital, and shall not pay the Money so deducted to such Officer or Officers so to be appointed in the Port or Place in the said Colonies where such Deduction shall be made, within three Months after such Deduction; every Person so neglecting to pay the Money deducted as aforesaid, shall forfeit and pay the treble Value thereof to the Use of the said Hospital; which, together with the Money deducted as aforesaid, shall and may be recovered by the same Means and Methods as any Penalties and Forfeitures can or may be recovered by the said Act.

C A P. XXXII.

An Act for draining and preserving certain low Lands called The Fens, lying on both Sides of the River Witham, in the County of Lincoln: and for restoring and maintaining the Navigation of the said River, from the High Bridge in the City of Lincoln, through the Borough of Boston, to the Sea.

WHEREAS the River Witham, in the County of Lincoln, was formerly navigable for Pleasure, Lighters, Barques, Boats, and other Vessels from the Sea, through Boston, to the High Bridge in the City of Lincoln; but, by the Sand and Silt brought in by the Tide, the Outfall thereof into the Sea; hath, for many Years last past, been greatly hindered and obstructed, and is now, in a great measure, stopped up, lost and destroyed, and thereby great Part of the low Lands and Fens lying on both Sides of the said River (and which contain together about one hundred thousand Acres) are frequently overflowed, and rendered useless and unprofitable, to the great Loss of the respective Owners thereof, the Decay of Trade and Commerce, and the Depopulation of the Country; And whereas, in the Judgment and Opinion of experienced Engineers, and Persons of known Skill and Ability, the Navigation of the said River Witham, and the Outfall thereof into the Sea, are capable of being restored and maintained, and the said low Lands and Fens of being drained, cultivated and improved; but as the necessary Works, for the effecting the good Purposes aforesaid, cannot be made, done and performed without the 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 low Lands and Fens, herein after-mentioned, and described, shall and may be drained and improved by, with, and under such Powers and Authorities, and subject to such Rules, Orders, Directions and Provisions, and by such Ways and Means, as are herein after-mentioned, directed, prescribed, appointed and provided.

II. And, for the better describing, specifying and ascertaining the low Lands and Fens, so intended to be drained and improved, Be it further enacted and declared, That the same are future, lying, and comprised within the several Parishes, Townships, Precincts, Territories and Places herein after-mentioned; that is to say, Such of them as are on the South Side of the River Witham, do lie in the City of Lincoln, Lincoln Common, Canwick, Washingborough, Heighington, Branston, Sutton, Willingham, Aldingbo West, Nessum, Dodbro, Aldringham, Burghorpe, Linseed, Morton, Timperley, and Thorpe, Wawton, Billinghay, Billinghay Dale, Dog-dale, North Kyne Fen, South Kyne Fen, Hort's Grains, Great Beets, Little Beets, Rakes, Beckington Fen, including Lady Fraser's six hundred Acres, Eweley, Howell, Arbery, Great Hatfield, Little Hatfield, and some low Lands in Swinghead, Bottesford, Arncott, Rushington, Dingesby, Dingley and Holland Fen; and such of them as are on the North Side of the River Witham, do lie in Monk, Greethorpe, Willingham, Fisherton, Beach, Willoughby, Spalding, Birdsall, South, Topham, Bucknell, Horlington, Stowwood, Steepside, Woodhall, Thornton, Kirton, Tattershall Thorpe, Tattershall Congreave, Market, Huddle-Knuts, Revensby, Middleham, Hope, and Hovill. 3
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Hermitage, Newsham, West-house, Langrik, Longworth, Swincote, Hagby, Stickney, Willmote Fen and West Fen; and the said low Lands and Fens are bounded as follows; this is to say, by the high Grounds of Lincoln, Coniswick and Waddingborough, and thence by the Car-dyke from Waddingborough to Thorpe Thorney, and by the high Grounds of Thorpe Thorney and the Car-dyke, from Thorney aforesaid to Billinghay Skirrith, by the high Grounds of Welcot and Billinghay aforesaid, Digby, Dorrington, Ruffington, Anwick, Everby, Howel, Heckington, Great Hale, and Little Hale, from Billinghay aforesaid to Helpingham Fen on the West; by the common Fens of Helpipramp, Bicher, and Donnington, and by the Southern Boundary of Holland Fen, from Helpingham Fen aforesaid to Befton on the South; by Kirton Holme, the South Bank of Old Hampton Beck, Bepton-West, Sibsey, and Stickney, from Bepton aforesaid to Stickney-bar Green on the East; and by the high Grounds of Hagby, Grounds of Luff-Kirkby, high Grounds of Resty and Marcham, Grounds of Tumby, and high Grounds of Coniswyng, from Stickney-bar Green aforesaid to Tatterhall Dyke, and the high Grounds of Tatterhall, Tatterhall Thorpe, Upton, Woodhall, Syston, Howel, and Labey, Bureby, Bensey, Baring, Fiskerton, Willingham, Greetwell, and Banks, from Tatterhall Dyke aforesaid to Lincoln, on the North-East and North; and from the said River Witham to the high Grounds of Lincoln Common, leaving Sincil-dyke twenty Yards on the West; And the same low Lands and Fens shall be deemed to consist of, and he divided into, six several Districts or Divisions, to be respectively comprised within the several Limits herein after mentioned, and for the several Purposes herein after declared; that is to say, The low Lands in Lincoln, Lincoln Common, Coniswick, Waddingborough, Heighington, Bramley, Parton, Harroworth, Natton, Dunston, Metheburgh, Wellingborough, Linstead, Wretford, Morston, Timberland, Timberland Thorpe, Welcot, Billinghay Dyke, and Dog-dyke; and which said low Lands are bounded as follows; that is to say, From twenty Yards below the North End of Sincil-dyke in Lincoln to the Soke Bridge in Lincoln, to Kyne Fen aforesaid, by the high Grounds of Lincoln, Coniswick and Waddingborough, Thorpe Thorney, and North Kyne Fen, on the South; and from the said River Witham to the high Grounds of Lincoln Common, leaving Sincil-dyke twenty Yards on the West, so that no Part of the said Sincil-dyke, or the Rivers or Drains running under the Bar-gate, or either of the Gout Bridges, shall be included within the said Boundaries; and from the River Witham to North Kyne Fen, by Kyne Fen and South Kyne on the East, shall constitute and be contained in the first District: And Holland Fen, Harts Grounds, Great Beets, Little Beets, the Rakes, Brethertoft, and all other the Inclosures in Holland Fen, and being bounded as follows; that is to say, By Kyne Fen, the River Witham, Bepton West, and Kirton Holme, on the East and North; South Kyne, Heckington, and Great Hale, on the West; and the South Banks of Old Hampton Beck and Swinefield, on the South, shall constitute and be contained in the second District: The low Lands in Adling, Greenwell, Willingham, Fiskerton, Berlings, Stainton, and Bythou after, on the North; from the Little Bardage Bridge in Bythou after, being bounded as follows; that is to say, By the high Lands of the last-mentioned Places on the North, the River Witham on the South, the River Bone on the East, and Lincoln on the West, shall constitute and be contained in the third District: The low Lands in Coniswyng, Marcham, Hundle-house, Resty, Middledam, Morehouse, Hermitage, Newsham, West-houses, Langrik, Longworth, Swincote, Hagby, Stickney, Willmote Fen, and West Fen, and bounded as follows; that is to say, By the old River Witham and Tatterhall Bone on the West; by the high Grounds of Coniswyng, the Grounds of Tumby, the high Grounds of Marcham, and Resty, the Grounds of East Kirky, and the high Grounds of Hagby, on the North; by the high Grounds of Stickney and Grounds of Sibsey on the East; by Grounds in the Parish of Stickeby, and Bepton East; and the Scite of the ancient River Witham on the South, shall constitute and be contained in the fourth District: The low Land in Anwick, North Kyne, Ruffington, Dorrington, and Digby, being bounded as follows; that is to say, By Digby Old Skirt-dyke, and the Dyke which is the Eastern Boundary of a Close now occupied by John Lawe, and that Part of Digby Engine Drain which extends from the said Close to Digby Engine, Billinghay Skirrith, and Billinghay Deales, on the North and East; Kyne Fen on the South; the high Lands of Anwick, Ruffington, Dorrington, and Digby, and the Car-dyke, on the West, shall constitute and be contained in the fifth District: The low Lands in South Kyne, Great Hale, Little Hale, Heckington, Lady Fraser's six hundred Acres, Everby, Howel, Sibsey, and some low Lands in Swinefield, being bounded as follows; that is to say, By Holland Fen and Dog-dyke on the North; Helpingham and Donnington Fen on the South; Bicker Fen, Hampton Beck, and Part of the said Holland Fen, on the East; and the high Lands of Great Hale, Little Hale, Heckington, and Everby, on the West, shall constitute and be contained in the sixth District.

III. And be it further enacted, That for the more effectual executing of this Act, certain Commissioners shall be elected within each of the said Districts, in manner hereafter mentioned; that is to say, In the first District there shall be eighteen Commissioners elected, one for and by each of the several Places and Parishes herein before-mentioned, as comprised therein in manner following: The several Owners of Lands or Tenements of any Estate of Freethold, Copyhold of Inheritance or for Life, or for any Term of Years wherein not more than one Half of the Value is reserved as a Rent, which Land shall lie within any one of the said Places or Parishes comprised in the first District, shall be of the yearly Value of five Pounds; and the several Farmers at Rack-rent of any Lands or Tenements lying in such Parishes or Place, and being of the yearly Value of fifty Pounds, shall meet in the Parish Church, or at the most usual Place of publick Meeting to do Business, in the Parish or Place wherein such Lands respectively lie, on the second Tuesday in July one thousand seven hundred and sixty-two, and shall then and there elect in each of the said Parishes or Places respectively one Commissioner for Districts appointed.

Manner of Election.

First District.
A.D. 1762. 
Anno secundo Georgii III. 
C. 32. 

Commissioner: Provided always, That every such Owner or Occupier of Lands, within such Parish or Place respectively, shall be liable by this Act to be taxed to the Purposes of Drainage for some Lands or Right of Common of Pasture within such Place or Parish respectively; And it is hereby further provided, That every Inhabitant of the Parish of Dag-dale shall have a Voice in the Election of a Commissioner for that Parish: In the second District there shall be one Commissioner elected by and for each Parish, Townships or Hamlets, wherof severally and respectively have Right of Common of Pasture within any of the several Fens, Grounds and Places in the said second District contained; and the Election shall be holden on the second Tuesday in the said Month of July, in the Vestry Room of each of the said Parishes, Towns and Hamlets, or other most usual Place of publick Meeting to do Business within such Parish respectively; And the right of electing such Commissioners, in each of the said Parishes, Townships or Hamlets respectively, shall be in such Persons as shall be the Owners of ten Acres, or Farmers at Rack-rent of fifty Pounds per Annum, in such Place respectively where such Election shall be, and shall also have Right of Common in Holland Fen, except that in the Parish of Borrowst, all the Inhabitants being Housekeepers shall have Voices in the Election of a Commissioner for the said Parish: In the third District one Commissioner shall be elected, by and for each of the Parishes and Places herein before enumerated as comprised therein, the Election to be holden in such Manner, and at such Time and Place, and by such Rules and Directions, and by Persons so qualified as are herein before expressed and declared concerning the Election of Commissioners of, for and within the first District: In the fourth District one Commissioner shall be elected by and for each Parish, the Inhabitants whereof have severally and respectively Right of Common of Pasture in and upon the several Common, or any of them comprised within the Limits of the said District, at the Vestry Room or other most usual Place of Meeting to do Parish Business within each of such Parishes respectively, at such Time and in such Manner as are herein before expressed and declared concerning the Election of Commissioners by, for and within the second District; and that no other Qualification shall be necessary to give such Inhabitants Voices in such Election: And it is hereby further provided, That the Occupiers of Frith Bank, having Right of Common in the said Wildmoor and West Fens, or either of them, or the Majority of them, may chuse one Commissioner for the said fourth District in such manner as to them, or the Majority of them, shall seem good: In the fifth District there shall be one Commissioner elected for each Parish and Place herein before enumerated as therein comprised, the said Election to be holden in such Manner, at such Time and Place, and by and under such Rules and Directions, and by Persons so qualified, as are herein before provided, expressed and declared concerning the Election of Commissioners of, for and within the first and third Districts: In the sixth District there shall be one Commissioner for each Parish comprised within the same, the Election to be holden on the said second Tuesday in July in the Year of our Lord one thousand seven hundred and sixty-two, at the respective Vestry Rooms of the several Parishes; in which Elections all the Proprietors of Lands of any Estate of Freehold, Copyhold of Inheritance, or Leasehold, wherein no more than half the yearly Value thereof is reserved as a Rent, being of the yearly Value of five Pounds and upwards, and lying within such Parish respectively where such Commissioner is to be elected, and all Farmers at Rack-rent of Lands being of the yearly Value of fifty Pounds, and within such Parish respectively, shall have Voices: Provided always, That for the Purposes of this Act South Kyme shall be deemed a Parish, and impowered accordingly to elect a Commissioner for the said fifth District in manner aforesaid.

IV. Provided always, That all such Persons as are or shall be intitled to vote at any of the Elections before-mentioned, may appoint certain Deputies to give such Vote for them, and each of them respectively, by Writing under their Hands and Seals respectively.

V. Provided likewise, That the several Electors of Commissioners for each of the said Parishes, Towns, Hamlets and Places respectively, or the Majority of them respectively, being present and voting at such Elections, shall and are hereby required to certify the said Election at the first General Meeting of the General Commissioners for Drainage, to be holden in pursuance of this Act, by Writing under their Hands and Seals respectively.

VI. And be it further enacted, That the several Commissioners for the said first, second, third, fourth, and fifth Districts respectively, or any five or more of them, and the Commissioners for the fifth District, or any three or more of them, shall have the Care, Management and Direction of the private Works necessary to be done within their respective Districts, under the Rules and Directions herein after-mentioned: And they are hereby authorized, impowered and required to elect thirty Persons to be General Commissioners for the Purposes of Drainage, in manner following: that is to say, The Commissioners for the first District, or any five or more of them, shall meet at the House near the High Bridge in the City of Lincoln, commonly known by the Sign of the Red Deer, on the last Friday in July one thousand seven hundred and sixty-two, and there elect seven Persons to be Part of the said General Commissioners: The Commissioners for the second District, or any five or more of them, shall meet at the Town Hall in Boston on the last Wednesday in July one thousand seven hundred and sixty-two, and there elect six Persons to be other Part of the said General Commissioners: The Commissioners for the third District, or any five or more of them, shall meet at a publick House known by the Sign of the Angel in Tattershall, on the last Friday in July one thousand seven hundred and sixty-two, and there elect five Persons to be other Part of the said General Commissioners: The Commissioners for the fourth District, or any five or more of them, shall meet at a publick House known by the Sign of the White Hart in Spilsby, on the last Monday in July one thousand seven hundred and sixty-two, and there elect eight Persons to be other Part of the said General Commissioners: The Commissioners for the fifth District, or any three or more of them, shall meet at a publick House known by the Sign of the Angel in Newstead, on the last Monday in July one thousand seven hundred and sixty-two, and there elect eight Persons to be other Part of the said General Commissioners: The Commissioners for the sixth District, or any five or more of them, shall meet at a publick House known by the Sign of the Angel in Newstead, on the last Monday in July one thousand seven hundred and sixty-five.
dred and sixty-two, and there elect two Persons to be other Part of the said General Commissioners: And the Commissioners for the sixth District, or any five or more of them, shall meet at a publick Houfe Known by the Sign of the George in New-Shefhead, on the last Monday in July one thousand seven hundred and sixty-two, and there elect three Persons to be other Part of the said General Commissioners: Which Persons so elected, together with the Mayor of the City of Lincoln, and the Mayor of the Borough of Boston, for the Time being, and two of the four Commissioners, which by virtue and in pursuance of this Act shall be elected by or on behalf of the City of Lincoln, as Commissioners for the Purpose of the Navigation; and two of the four Commissioners, to be in like manner elected by or on the behalf of the Borough of Boston, for the like Purpose; shall be, and they are hereby appointed General Commissioners for the Purposes of Drainage, subject to the Rules, Orders, Provisions and Directions herein after-mentioned, expressed and declared: And that the several Persons hereby empowered to elect and appoint General Commissioners for Drainage, or the major Part of them present at such Elections respectively, and the Mayors of the City of Lincoln and Borough of Boston for the Time being, shall certify their said several Elections respectively, by Writing under their Hands, at the first Meeting of the said General Commissioners for Drainage to be appointed by this Act.

VII. Provided always, That it shall and may be lawful for the Commissioners of the said respective Districts, or any two or more of them, to adjourn their Meetings for the Purposes of this Act, from Time to Time, to such Time and Place as they, or any two or more of them, shall think necessary: And if it shall happen that there shall not appear at any such Meeting a sufficient Number of Commissioners to act, or to adjourn to any other Time or Place, then the Clerk to the said Commissioners shall adjourn the said Meeting to, and appoint the said Commissioners to meet at, the Place where the last Meeting was appointed to be held, on that Day three Weeks next after the Day on which such last Meeting was appointed to be held; and shall cause Notice thereof to be affixed on some publick and conspicuous Place in the City of Lincoln, the Town of New-Shefhead, the Borough of Boston, the Towns of Skirby, Horncastle, Tattershall, or one of them; and that the said Commissioners, at all their Meetings, shall defray their own Charges and Expences.

VIII. And be it further enacted, That no Person (except the Mayor of the City of Lincoln for the Time being, and the Mayor of the Borough of Boston for the Time being) shall, except in the swearing in other Commissioners, act as a General Commissioner for the Purposes of Drainage, or as a Commissioner for the Purposes of Navigation, unless he shall be in his own Right, or in the Right of his Wife, in the actual Possession and Enjoyment, or Receipt, of the Rents and Profits of Lands, Tenements and Herediments of the clear yearly Value of one hundred Pounds, above Reprizes, or shall be possessed of and intitled to a Personal Estate alone, or a Real and Personal Estate together, to the clear Amount or Value of two thousand Pounds, and unless such Person shall take and subscribe the Oaths following before any two or more of the said Commissioners (who are hereby authorized and required to administer the same) before he takes upon himself to act as a Commissioner under this Act, or in the Execution of the Powers and Authorities hereby granted and given; which said Oaths shall be in the Words or to the Effect following: that is to say,

A. B. do swear, That I truly and bona fide am, in my own Right, or in the Right of my Wife, in the actual Possession and Enjoyment, or Receipt, of the Rents and Profits of Lands, Tenements and Herediments of the clear yearly Value of one hundred Pounds, above Reprizes; or that I am possessed of and intitled to a Personal Estate alone, or Real and Personal Estate together, to the clear Amount or Value of two thousand Pounds.

So help me G O D.

A. B. do swear, That I will without Favour or Affection, Hatred or Malice, truly and impartially, according to the best of my Skill and Knowledge, execute and perform the Powers and Authorities established by this Act made in the second Year of the Reign of his Majesty King George the Third, intituled, An Act for draining and preserving certain low Lands called The Fens, lying on both Sides of the River Witham, in the County of Lincoln; and for regulating and maintaining the Navigation of the said River from the High Bridge in the City of Lincoln, through the Borough of Boston, and the Act.

So help me G O D.

And if any Person hereby deemed unqualified or incapable to act for all or any of the Causes aforesaid, shall nevertheless presume to so do, contrary to the true Intent and Meaning of this Act, every such Person shall, for every such Offence, forfeit and pay the Sum of one hundred Pounds to such Person or Persons as shall sue for the same, to be recovered in any of his Majesty's Courts of Record at Westminster, by Action of Debt, or on the Cafe, Bill, Suit or Information; wherein no Eflufion, Protection, or Wager of Law, or more than one Impairment, shall be allowed.

IX. Provided always, That if any Person, who shall be elected a Commissioner for the Purposes of Drainage, or a Commissioner for the Purposes of Navigation, shall be His Apparent of some Person having an Estate in Lands, Tenements and Herediments of the clear yearly Value of two hundred Pounds, such Person shall be deemed qualified to act under this Act, provided he takes the Oath of Office aforesaid.

X. Provided always, and be it further enacted, That it shall and may be lawful to and for any Person, who shall be elected a General Commissioner for the general Works of Drainage, by Writing under his Hand, from Time to Time, to appoint an Agent or Deputy, to act in his Office as a Commissioner for any Time not exceeding three Months; and such Agent or Deputy shall and may, provided he takes the Oath of Office appointed by this Act, although he shall not be otherwise qualified as is required by this Act, act as a Commissioner, in such and the same Manner, and as fully, to all Intents and Purposes, as such Commissioner might act and do if he was personally present; provided withal, that if such principal Commissioner shall be present, and in the actual Exercise of his Office, the Power and Authority hereby given to such Agent or Deputy shall totally cease and be void.
XI. And be it further enacted, That the Commissioners for the said Districts, elected as aforesaid, shall continue to the first Tuesday in April one thousand seven hundred and sixty-three, when a new Election of Commissioners for the said Districts shall be made, in Manner and Place aforesaid; and upon the vacancies of Commissioners, when any shall die, be filled by the said Commissioners, and the General Commissioners, on the second Tuesday in April one thousand seven hundred and sixty-three, when a new Election of General Commissioners shall be made, in Manner and Place aforesaid; and the General Commissioners shall continue to the first Tuesday of their next Term of Election, and the said Commissioners, who shall continue to such votes, and shall, at the General Election, be elected by the said Commissioners, shall be elected as aforesaid; and upon the vacancies of General Commissioners, when any shall die, be filled by the said Commissioners, and the General Commissioners, on the second Tuesday in April one thousand seven hundred and sixty-three, when a new Election of General Commissioners shall be made, in Manner and Place aforesaid; and the General Commissioners shall continue to the first Tuesday in April. And the Clerk of the Commissioners shall be elected by the said Commissioners, and the Clerk of the General Commissioners shall, on the first Tuesday in April, in manner wherein before prescribed for electing General Commissioners within the said District, elect a Clerk.

XII. And be it further enacted, That in case the Persons who have not been elected for the said Districts, or any of them, or in case the Commissioners for the said Districts, or any of them, to elect General Commissioners for Drainage, shall neglect to meet at the Town Meetings, or shall not elect Commissioners accordingly, then the Persons who are Commissioners for the preceding Year shall continue Commissioners, until other Commissioners shall be elected and qualified.

XIII. And be it further enacted, That the said General Commissioners, or any five or more of them, shall meet at the Town Hall in the Borough of Boston on the third Tuesday in April one thousand seven hundred and sixty-three, and proceed to the Execution of this Act; and shall afterwards meet on the first Tuesday of July yearly at such Place within the City of Lincoln, Town of Newstead, or Borough of Boston, as the said Commissioners, or any five or more of them, shall appoint; and the said Commissioners, or any five or more of them, shall and may, from time to time, adjourn themselves to such Time and Place as they shall think most convenient for the Purposes of this Act: And if it shall happen that there shall not appear at any such Meeting a sufficient Number of Commissioners to adjourn to any other Time, then the Clerk of the said Commissioners shall adjourn the said Meeting to, and appoint the said Commissioners to meet at the Place where the last Meeting was appointed to be held, on that Day three Weeks next after the Day on which such last Meeting was appointed to be held; and shall cause Notice thereof to be affixed on some publick and conspicuous Place in the City of Lincoln, the Town of Newstead, the Borough of Boston, and the Towns of Northall, Spilsby, and Tattershall, at least ten Days before such Meeting; and that the said Commissioners, at all their Meetings, shall deny their own Charges and Expenses; provided always, that three Commissioners shall be sufficient for the Purpose of Adjournment.

XIV. And be it further enacted, That it shall and may be lawful to and for the said General Commissioners, or any seven or more of them, at any Meeting to be held for that Purpose, whereof fourteen Days Notice shall be given, by affixing the same upon the several Market Crosses of Lincoln, Newstead, Tattershall, Horncastle, Boston and Spilsby, to receive Proposals from, and enter into, make and execute Contracts with any Engineers and Workmen for draining the said Low Lands and Fens, and for providing proper Engines, Utensils and Materials for that Purpose, and all other Matters, Articles and Things concerning the same: And that all such Contracts, so to be made, shall be entered in a Book to be kept for that Purpose, and signed by the said Commissioners, or any seven or more of them. And, in order to raise Money for defraying the Expenses of draining the said Low Lands and Fens, be it further enacted, That it shall be lawful to and for the said General Commissioners, or any seven or more of them, and they are hereby authorized and required to tax and charge all the Low Lands and Fens lying, being, and comprised within the Boundaries of the said First, second, third and fourth Districts, with such equal yearly Rates and Taxes as to them shall seem requisite and necessary for the Purposes of such Drainage, so as the same do not exceed one Shilling an Acre for every Acre of private Property, eight Pence an Acre for every Acre of Half-Year’s Land, and four Pence an Acre for every Acre of Common Land, during such Time as the same shall be used as Common; but if any such Land shall be afterwards included, and used in Severalty, then such Land shall be taxed at any Rate not exceeding one Shilling an Acre for every Acre so included, during such Time as the same shall remain included (other than and except such Common Lands as shall be included in pursuance of this Act for draining the said Taxes) and so that the said Commissioners, or any seven or more of them, shall have power to lay and tax and charge all the Low Lands and Fens lying, being, and comprised within the Boundaries of the said Fifth and sixth Districts, with such equal yearly Rates and Taxes so as to them shall seem requisite and necessary for the Purposes aforesaid, so as the same do not exceed six Pence an Acre.
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Acre for every Acre of private Property, four Pence an Acre for every Acre of Half Year's Land, and two Pence an Acre for every Acre of Common Land, during such Time as the same shall be used as Common; but if any such Land shall be afterwards inclosed, and used in Severality, then such Land shall be taxed at any Rate not exceeding six Pence an Acre for every Acre so inclosed, during such Time as the same shall remain inclosed (other than and except such Common Lands as shall be inclosed in pursuance of this Act for defraying the said Taxes).

XVI. And it be further enacted, That the said General Commissioners, or any five or more of them, shall, out of the Money to be by them raised, pay to the Proprietors of the Lands lying within the said fifth and sixth Districts such Sum and Sums of Money as they have respectively laid out and expended in making Surveys of the Lands and Grounds lying within the said Districts, so as the said Sum and Sums do not in the Whole exceed eighty Pounds, to be settled and ascertained in such manner as the said General Commissioners, or any five or more of them, shall think proper.

XVII. And it be further enacted, That it shall and may be lawful for the Commissioners of the fourth and fifth Districts respectively, or any five or more of them, to charge the low Lands and Fens lying within the said Districts, with such further yearly Tax as shall by them be judged necessary for the making, erecting and preserving any Private Works, Banks, Drains or Engines in the said Districts, such as may appear necessary for the making, erecting and preserving the private Works, Banks, Drains or Engines in the said Districts, in such manner as to them shall appear necessary and proper for the Purposes of such private Drainage; which said Works, Banks, Drains or Engines the said Commissioners are hereby empowered to raise and erect in such Places, and in such Manner, as to them, or any five or more of them, shall seem most proper and convenient for the said Purposes: And also that the said Commissioners of the said Districts respectively, or any five or more of them, and the Commissioners of the fifth District, or any three or more of them respectively, shall have Power, on Application to them made by the Lord of the Manor, and the major Part of the Proprietors of taxable Lands within any Township, Parish or Place lying within the said fifth, third, and fifth and sixth Districts respectively, to charge the low Lands and Fens which are made liable by this Act to be taxed for the general Drainage, lying within such Township, Parish or Place respectively, with such further yearly Tax as shall by them be judged necessary for making, erecting and preserving any private Works, Banks, Drains or Engines within such Township, Parish or Place respectively, to the same Proprietors and others, in the said fifth and sixth Districts, and, in the said low Lands and Fens lying within the said fifth and sixth Districts, and for the payment of such further yearly Tax as shall by the said Commissioners be raised for the same Purposes.

XVIII. And it be further enacted, That it shall and may be lawful for the Commissioners of the fourth and fifth Districts respectively, or any five or more of them, to charge in respect of the making, erecting and preserving the said private Works, Banks, Drains or Engines the said Commissioners are hereby empowered to raise and erect in such Places, and in such Manner, as to them, or any three or more of them, shall seem most proper and convenient for the said Purposes; but so as such private Works, Banks, Drains or Engines do not in any wise prevent or obstruct the Waters occasioned by Seakeage or Downfall from taking their natural Course into the River Witham or Haven.

Lands in the said fifth District shall be jointly taxed with the Lands through which such Waters shall be conveyed.

If private Works be found beneficial to Towns in any other District, such Towns may contribute in proportion.

General Commissioners to pay the Proprietors of Lands within the fifth and sixth Districts their Expenses of Survey, &c.

Distrits chargeable with further yearly Taxes for private Works.

The Commissioners for the first, third and sixth Districts to do the like on Application.

XIX. And it be further enacted, That if any such private Works, Banks, Drains or Engines in any one of the said Districts, shall be found beneficial to any other Townships, Parishes or Places within the same or any other District appointed or ascertained by virtue of this Act, then such Townships, Parishes or Places shall contribute towards the Charge of making and preserving the said Works, in proportion to the Benefit they shall receive thereby, which Proportion shall be adjusted and ascertained by any three or more of the General Commissioners, not being Commissioners of any of the Districts in question; and that the Waters of each Township, Parish or Place, lying within the first and third Districts, shall be allowed and carried to the River Witham without their present Drains, or by Drains within the same.

XX. And it be further enacted, That it shall and may be lawful to and for the Commissioners of the said fourth District, or any five or more of them, to raise, or cause to be raised, such Taxes as shall be charged or ascertained upon the Commons in Witham Fen and West Fen, for defraying the Charges and Expenses as well as the general Drainage, as of the particular Works to be done within the said fourth District, by including any Part of the said Commons, not exceeding eight hundred Acres in the West Fen, and six hundred Acres in Witham Fen; and that the said Commissioners, or any five or more of them, shall and may, from Time to Time, so long as it shall be necessary for the Purposes aforesaid, grant a Lease or Leases of the Land and Ground, to be included, unto any Person or Persons, at and for the best Rent they can get for the same, for any Term not exceeding twenty-one Years; and that the Mo-
ney arising from such inclosed Lands by virtue and in pursuance of this Act, shall be applied only towards paying the Taxes and Rates charged on the said Wildmore and West Fens respectively.

XXI. Provided always, That no such Inclosure shall be made in the said Fens within the Distance of half a mile from the said Wildmore and West Fens respectively, or any five or more of them, by including Part of the said Fens, or any other

Whole one thousand Acres; and the said Commissioners, or any five or more of them, may and are hereby empowered from Time to Time, so long as it shall be necessary for the Purposes aforesaid, to grant a Lease or Leases of the said Land and Ground so to be included to any Person or Persons, at and for the best Rents they can get for the same, for any Term or Terms not exceeding twenty-one years, for the Purposes aforesaid.

XXII. Provided always, That no Part of the Lands in the said Fens shall be inclosed which lies South of the

Old Forty Foot Drain, or North of the said Drain nearer than one mile from Bريطش فيف, without the Consent of the Proprietors thereof, except such Lands as may be cut off by the intended new River, which are to be underfoot as Lands liable to be inclosed by this Act; and that the said Lands so to be included shall not be subject to the Payment of any Tythes, Taxes parochial or otherwise, during such Inclosure, other than and except the Common Rates for the said Common, for any Part of such Fens, or any five or more of them, by an Inclosure of Part of the said Common, so as to be included by virtue of this Act, the said Inclosure by the said Commissioners, or any five or more of them, may and are hereby empowered to grant a Lease or Leases thereof, to any Person or Persons, at and for the best Rent they can get for the same, for any Term not exceeding twenty-one years, for the Purposes aforesaid; Provided always, That such Inclosure be made by and with the Consent and Approbation of the Lord of the Manor, and the Major Part of the Persons having Right of Common therein, at a Meeting to be held for that-Purpose, of which fourteen Days Notice shall be given, by affixing the same upon the Church Door of the Parish, or any other usual Place for affixing publick Notices, by the Commissioner elected for such Parish, who is hereby required to cause such Notice to be given; and that the Money arising from such inclosed Lands by virtue and in pursuance of this Act, shall be applied only towards paying the Taxes and Rates to which the Commons in such Parish shall be subject by virtue of this Act.

XXVI. Provided always, That no more Common Lands shall be inclosed in any one Parish within the exception of the third, fifth and sixth Districts, than what shall be thought necessary for discharging the Taxes and Rates, to which the Commons in such Parish shall be made liable by virtue of this Act, within such respective Parishes only, and that the Lands so to be included shall not be subject to the Payment of any Tythes, Taxes parochial or otherwise, during the Time the same shall remain inclosed.

XXVII. And be it further enacted, That it shall and may be lawful to and for the Commissioners of the

Districts wherein the Commons of Wildmore, and West Fens respectively are comprised, or any of the Districts, or any five or more of them, to apply any Money that may arise from the Sale of such Common Lands in the said Fens as shall or may be cut through, used or covered for the said intended new River, or the Banks thereof, for and towards the Charges of inclosing of Lands in the said Fens, or for defraying the Taxes charged thereon, or for the payment of any private Works of Drainage within the same respectively, as they shall judge proper and reasonable, arising from Sale of Lands so inclosed, or from other sources.

XXVIII. And be it further enacted, That the Taxes to be charged and assessed as aforesaid, by virtue of this Act, shall be paid by the Tenants of the Lands and Tenements charged with the same respectively, and such Taxes shall and may deduct and defray the same out of the Rents payable to their respective Landlords.

XXIX. Provided always, That in case any Tenant shall hold any Lands or Tenements fo to be taxed by virtue of or under any Lease for any Term of Years which will not expire till the End of fourteen Years, which will not

be computed from Ladys day one thousand seven hundred and sixty-two, then such Taxes shall be paid by the Landlord and Tenant in such Shares and Proportions as shall be adjusted, ascertained and determined by Vote of the Commissioners of the District, or Districts therein, and by the Tenant or Tenants, or by any three or more of them.

XXX. Provided also, That all Persons holding their Lands and Tenements under Bishops, College, or Parochial Church Leases, or other Leases, not at a Rents, shall pay the whole Taxes, and shall not be intitled to Leases, and no Leases of such Lands are granted to any of them.

XXXI. And be it further enacted, That the Commissioners of the second and fourth Districts respectively are hereby authorized and impowered to pay the General Commissioners, to be appointed or chosen herefor.
for their respective Districts, their Charges and Expenses of attending the General Meetings, so that the same do not exceed ten Shillings a Day, out of the Surplus Rents, if there shall be any such, which shall arise from the Lands to be included in the Commons in such respective Districts, or in such Manner as the said Commissioners, or any five or more of them, shall think proper, to raise the Monies for such Purpose within their respective Districts.

XXXII. And be it further enacted, That an Account of the several Lands and Grounds within the several Districts aforesaid, and liable to be rated and taxed by virtue and within the Meaning of this Act, shall, on or before the third Tuesday in January one thousand seven hundred and sixty-three, be given to the Commissioners for such respective Districts, or to their Clerks, by the Owners, Proprietors or Occupiers, of such Lands and Grounds respectively, to be by them forthwith transmitted to the Clerk to the General Commissioners; and if any of the Owners, Proprietors, or Occupiers of Lands within any such District or Districts, shall neglect or refuse to give in to such Commissioners, or their Clerk, a particular Account of the Number of Acres belonging to them, or in their Possession respectively, distinguishing therein how much thereof is private Property, Half Years Land, Common or other kind of Land respectively; and in case there shall be reason to suspect that the Number of Acres is not truly stated in any such Account, or not properly distinguished in Manner aforesaid, it shall be lawful for the said General Commissioners, or any five or more of them, to order a Survey to be made of any of the said Lands by some able Surveyor, not being a Proprietor of any Lands in the said District, upon Oath (which Oath any two of the said Commissioners are hereby empowered to administer); and any Survey which shall be made shall be a sufficient Warrant and Authority to the said Commissioners, or any five or more of them, to ascertain and determine the Quantities and also such Distinctions as aforesaid of such Land, and the Charge of surveying the Lands of such Peron or Persons as shall neglect or refuse to give in such Account, or shall deliver in a false Account, shall be paid by such Person or Persons respectively; and in case of Non-payment thereof, shall be recovered in such Manner as the Taxes are herein directed to be recovered; and in case it shall appear, upon any such Survey, that the Number and Division of Acres were truly stated in any such Account, the Charge of such Survey shall be defrayed out of the Monies arising by virtue of this Act for the Purposes of the General Drainage.

XXXIII. Provided always, and be it further enacted, That no Tax or Affiliation shall be rated, charged, or levied, for or in respect of any Lands being Part of the Lands aforesaid and described aforesaid, which are known and distinguished by the Name of High Lands, or which have not been subject to Inundations, or to be otherwise annoyed by Flood-water; And if in the case of any Tax, to be assailed by the General Commissioners of general Drainage, any Dispute shall arise, whether any of such Lands shall or shall not be deemed High Lands, or have not been subject to Inundations, or otherwise annoyed by Water, the same shall be determined, upon view, by five of the private Commissioners, herein before required to be elected by and for the said six Districts, nor having any Property in, nor being elected by, the District wherein such Lands shall lie; two of which Commissioners shall be nominated by the Commissioners for the District wherein such Lands are situate, or any three or more of them; and the other two by the Proprietor or Proprietors of the Lands in Dispute; and the fifth by such four Commissioners so previously nominated as aforesaid; and if such four Commissioners cannot agree in the Choice of a fifth, he shall be nominated at the first subsequent Meeting of General Commissioners of general Drainage; and all such Commissioners, before they proceed to determine such Dispute, shall take an Oath well and truly, to the best of their Judgment and Knowledge, to determine whether such Lands have been subject to Inundations, or otherwise annoyance by Flood-water, or ought to be deemed low Lands, liable to be taxed by virtue of this Act (which Oath any one or more of the said private Commissioners for the said Districts are hereby empowered to administer) and such Commissioners shall set forth their Determination in two distinct Writings, and shall sign the same; and one of such Writings shall be delivered to the Owner of such Lands, and the other of such Writings shall be delivered to the Clerk to the General Commissioners for Drainage.

XXXIV. And be it further enacted, That if any Person or Persons whose Low Lands and Fens shall be taxed or assailed as aforesaid by virtue of this Act, shall refuse or neglect to pay such Tax, for the Space of twenty-one Days next after Demand thereof made, by the respective Collector or Collectors of the said Taxes, then and in every such case the said General Commissioners, or any five or more of them, and the said Commissioners for the said respective Districts, or any five or more of them, shall and may, and they are hereby authorized respectively by Warrant under their Hands and Seals to impower their respective Collectors or Collectors to levy the same by Distress and Sale of the Goods and Chattels which shall be found on the Lands charged with the Taxes in Arrear; and if the Lands shall be untenantable, or no sufficient Distresses can be found for levying the said Taxes, the Lands chargeable therewith shall remain a Security for Payment thereof, and the said respective Commissioners, or any five or more of them, shall, in such cases, after their Demand for three Months (having given one Month's Notice in Writing to the Owner of such Lands, or his Agent) be, and they are hereby authorized and empowered to enter into and upon the said Lands, and let the same from Year to Year, for the best Rent that can be precured for the same, until all Arrears of the said Taxes, and all Expences of raising the same, shall have been fully paid and satisfied; and the Produce thereof shall be applied, in the first place, towards discharging the said Taxes, and the Charges attending such Entry, and the Rendue thereof shall be paid by such Collector or Collectors to the Owner of such Lands, or his or her Agent, when demanded.

XXXV. And whereas the Monies from the Muliations of Proprietors, taxed in the several Commons of Holland, Wildmoor, and West Fens respectively, Disputes may arise, as to prevent such Incloures being made as are herein before provided for raising the Taxes to be charged on the said Fens or any of them, by virtue of this Act; And whereas if no such Incloures should be agreed upon and made in due Time, by the Commissioners for such Districts respectively, wherein the said common Fens are situate, great Difficulties may arise in levying the same; Be it therefore further enacted, That if the Proprietors of all or any of the said Commons of Holland Fem, Wildmoor and West Fens respectively, do not pay the Taxes to
to be affected upon the said Commons, or any of them, within six Months after the same shall become payable, and Notice given for that Purpose, by causing the fame to be affected upon the several Market Crosses of Boston, Spilsby, and Horncastle, that then it shall and may be lawful for the said General Commissioners to do all such Orders for delivery and conveyance the Powers and Authorities for only such Parts, and so much of the said common Fens respectively, where such Default in Payment thereon are not shall happen, and from Time to Time to emend the same in such manner, and under and subject to the Said Restrictions, Provisions, and Regulations, as are herein before directed and prescribed to the Commissioners of the several and respective Districts wherein the said common Fens do lie; and as the Money arising from such lands so to be inclosed, be applied to the very same Purposes as the Monies to arise by an Inclosure of any of the said Commons are herein before directed to be applied, and no other; any thing herein before contained to the contrary notwithstanding.

XXXVI. And be it further enacted, That the said General Commissioners, or any seven or more of them, shall, in the first place, cause a great Sluice or Sluices for stemming the Tide to be erected between Lodwick's Green, and Boston Bridge, at or near a Piece of Ground commonly called Harefield's Four Acres; the said Floor whereof to be three Feet at least lower than the present Floor of Lodwick's Green, and its next Capacity, or else Water Way, to be fifty Feet wide at least, with three or more Pair of pointing Doors to the Seaward, to shut with the Flow of the Tides, and all pointing Frames provided with Drop or Draw Doors on the Land-side or to Landward, to be shut occasionally, as the said Commissioners, or any seven or more of them shall desire, in order to retain fresh Waters in dry Sessions for the Use of Cattle and the Navigation; The Top of which Drops to be gauged to such a Height as to retain the Water of the River not higher a ordinary Sessions than two Feet below the middle Surface of the lowest Lands that drain therein; and also that the said General Commissioners, or any seven or more of them, shall make, or cause to be made, a new Cut from the said Sluice or Sluices, unto or near unto Anthony's Green, of the Breadth of eighty Feet at the Top, fifty Feet at the Bottom, and of the Depth of ten Feet at a Medium, more or less, as the Commissioners shall think proper, and in as straight a Direction as the Nature of the Ground will properly admit; and shall make, or cause to be made, a Bank on each Side thereof, at least forty Feet from the Pleeck of the Spade, and ten Feet high, with the Earth arising therefrom; and also that the said General Commissioners, or any seven or more of them, shall cause to be made, a New Cut from the Engineers and Workmen hired for the Purpose, to the Tempers of all the present Speed, in making a new Cut or Cuts to proceed from or near Anthony's Green to or near Langrige Ferry, and from thence to or near Choppell Hill, the said Cut or Cuts to be made as straight as may be, without doing any Damage to the House or Ferry at Langrige, (without hindering or prejudicing the Use or Working of the said Ferry for Carriage of any Person, Cattle, or Carriages whatsoever, for Hire across the said Cut or Cuts) and as may consist with following the lowest Level of the Country, and shall be most proper for answering the Purposes of a general Drainage; the said Cut or Cuts to be not less at a Medium than of the following Dimensions; that is to say, sixty-eight Feet at the Top, fifty Feet at the Bottom, and nine Feet deep, the Earth to be taken therefrom to be disposed in Bank Fation, at the Distance of forty Feet from the Pleeck of the Spade, and to be made at a Medium nine Feet high.

XXXVII. And be it further enacted, That the said General Commissioners, or any seven or more of them, shall, and they are hereby authorized to cleanse, scour, widen, deepen, and imbark the River Witham, according to its present Course, from Choppell Hill to Stet End near the City of Lincoln, where necessary, so as to be answerable in Depth and Capacity to the Rivers and Cuts already directed to be made, and to remove all obstructions, Filling Wears, and Impediments in the Channel of the said River, and to do all other Matters and Things that shall be necessary or conducive towards effecting the Purposes of the general Drainage as high as Stamp End aforeaid.

XXXVIII. Provided always, and be it further enacted, That the said River and Cuts shall be so made as to run off or reduce the Surface of the Water in the said River, at ordinary Sessions, two Feet at least below the middle Surface of the lowest Lands adjoining upon each Part thereof respectively.

XXXIX. And be it further enacted, That as soon as the Works before mentioned shall be completed as far as Choppell Hill, the said General Commissioners, or any seven or more of them shall and they are hereby required to cause such a Number of Workmen to be employed in carrying on the Works upon the Mother River above Choppell Hill, as shall be at least equal to the Number of Workmen at the same Time employed upon the said Rivers, Banks, and Drainage herein mentioned.

XL. And be it further enacted, That the said General Commissioners, or any five or more of them, are hereby authorized, empowered, and required to cause a new Green to be made and erected at the general Expenditure, in the North Bank of the intended new Cut or River, at or near the Place where Anthony's Green is now stands, and to cause the said Green to be begun as soon as the said intended new Cut or River shall be made as far up as to the Place where the said intended new Green is to be erected, and to cause the same to be finished with all convenient Speed; the said new Green to be made of one Arch or Tunn of fourteen Feet clear Water Way, and the Floor thereof to be laid as low as the Bed or Bottom of the said intended new Cut or River, and to be of such Headway as the said General Commissioners shall think proper; and the said General Commissioners, or any five or more of them, shall cause to be made at the general Expenditure, a new Cut from the Place where the said new Green shall be erected, to the Place where Anthony's Green is now stands, of such Dimensions for delivering the Waters of Wildmore and West Fens through the said intended new Green, and to be made as soon after the said new Green is finished as conveniently may be: And in case it shall appear to the General Commissioners of the said Four Districts, or any five or more of them, that the Commons called Wildmore and West Fens, and the low Grounds adjoining there to, are not thoroughly drained through the said new Green, it shall and may be lawful for the said General Commissioners of the said Four Districts, or any five or more of them, to order any new Cut to be made, or any old ones to be found out in the said Commons, and also to order such further Works as shall think necessary and proper for draining the said Fens and low Grounds through Maud Fisher's Green, at the Ex-
Exemption of such Lands in the fourth District, which shall not have contributed to Maud Faye's Grant, in such Proportion as the said Commissioners, or any five or more of them, shall adjudge or determine.

XLI. Provided always, That if any Detriment shall arise to the Lands now draining through Maud Faye's Grant, the General Commissioners, or any five or more of them, upon Appeal made to them by the Majority of the Proprietors of the Lands now draining through Maud Faye's Grant, and expressing the particular Damage, shall order, if they judge reasonable, such Enlargements to the said Maud Faye's Grant, and the Dains leading thereto, as shall be sufficient to relieve the said Lands, and prevent any future Damage to the same, to be done at the Exemption of such Lands in the said fourth District, as shall not have contributed towards the Exemption of the said Maud Faye's Grant.

XLII. Provided further, That the Materials of which Anthony's Grant is constructed shall be and the same are hereby vested in the said General Commissioners, to be by them, or any five or more of them, applied and disposed of in such manner as they shall think proper for the general Works of Drainage.

XLIII. And whereas, in order for the effectual scouring of the said Out-fall, and thereby draining the low Lands and Fens intended to be drained and improved by virtue of this Act, it is absolutely necessary to preserve the Living Waters, and to confine the Flood Waters falling into the same Channels, and for that Purposes to scour out, deepen, and imbark, not only the Mother River, but also the several Rivers or Channels of Kyme Eau, Tettishall Bane, Billingby Stiths, Dam Dyke, Netton Dyke, Washbrough Beck, Sticheswold Beck, Spitchthorpe Eau, Tapsholme Dyke, Brädney Beck, Barlings Eau, Stallfield Beck, and 'Bullington Beck'; be it therefore further enacted, That it shall and may be lawful to and for the said General Commissioners, or any five or more of them, to cause the said Rivers, Dikes, and Beckes, herein before mentioned and described, to be scourd, widened, deepened, and imbarked, by the Ways and Means and for the Purposes herein and hereby mentioned, directed, provided, and declared; and that the Charge and Expection of the doing, executing, and performing, the several Works last before-mentioned, shall be paid and defrayed by and out of the Money raised by the Taxes and Assessments to be made by the General Commissioners for the Purposes of Drainage by virtue and in pursuance of this Act.

XLIV. And be it further enacted, That the said several Rivers, Channels, Beckes, Dyes, and Waters, to necessary to be scourd, deepened, and imbarked, as aforesaid, shall be so scourd, deepened, and imbarked, in manner and to the Effect hereinafter mentioned; that is to say, The Channel of Kyme Eau from the said River Witham to Ferber Fen Corner called the Claypa, and so much higher as shall be found necessary; the Channel of Tettishall Bane from the River Witham to Dickiston's Engine, and to much higher as shall be found necessary; the Channel of Billingby Stiths from the River Witham to Billingby Town, and from thence to Kyme Caufeway Bridges, and from thence to the Junction of Seacwicke Beck with North Kyme Fen Dike, and so that their Banks may be thirty Feet broad at the Seat, fix Feet at the Top, and fix Feet high or thereabouts at a Medium; Dame Dyke from the River Witham, to the Car Dyke, and Barlings Eau from the River Witham to Attly, and so much higher as shall be found necessary, so that their Banks shall be fifteen Feet broad at the Seat, five Feet at the Top, and five Feet high or thereabouts at a Medium; Washbrough Beck from the River Witham to the said Car Dyke, so as the Banks thereof shall be twelve Feet broad at the Seat, four Feet at the Top, and four Feet high or thereabouts at a Medium; and that Sticheswold Beck, Spitchthorpe Eau, Tapsholme Dyke, and Brädney Beck, from the River Witham to the adjoining high Grounds, as far as shall be found necessary, and Stallfield Beck and Bullington Beck from Barlings Eau to the high Grounds, in Length four Furlongs, and so much further as shall be found necessary; and also all other Beckes on the North Side of the River Witham shall be scourd out and imbarked in proportion to the Flood Waters they bring down.

XLV. Provided always, That if of the said Dimenisons of the said Banks shall be found insufficient for the Purposes aforesaid, they shall be lawful for the said General Commissioners, or any five or more of them, to heighten, enlarge, and strengthen the same, in such manner as shall be by them, or any five of them, thought effectual and necessary for preserving the said living Waters, and confining the same and the Flood Waters within the said Channels.

XLVI. Provided always, and be it further enacted, That when the said New Cut or River shall be completed as far as Langrike Great, the said General Commissioners for Drainage, or any five or more of them, shall, at the General Charge, cause a new Cut to be made from Langrike Great to the said new Cut or River, when the same shall be required to be done by the Commissioners of the said second District, or any five or more of them, and by the Commissioners of the said sixth District, or any five or more of them; and that the Drains leading to the said new Cut from Hedington Eau, and the other Drain from the Sixth across Hyland Fen, shall be scourd up and cleaned at the general Charge, and under the Directions of the said General Commissioners, or any five or more of them.

XLVII. Provided always, and be it further enacted, That when the said new Cut or River shall be completed westward of Lodwick's Great, the said General Commissioners for Drainage, or any five or more of them, shall, at the general Charge, cause a new Cut to be made from Lodwick's Great to the said new Cut or River, when the same shall be required to be done by the Commissioners of the said second District, or any five or more of them.

XLVIII. And be it further enacted, That all Owners and Occupiers of Lands who are obliged of Right on that Behalf, shall, from Time to Time, make and keep their Outing or Division Dyes or Drains, and Bridges and Tunnels to be laid therein, where necessary: And if any Peron shall refuse or neglect to do the same for the Space of fourteen Days after Notice given by the Surveyor in Writing, and signed by two Commissioners of the District, wherein such Peron shall lie, shall and may be lawfully required by and for the Commissioners of the said District, or any five or more of them, to cause and order the same to be done, and, by Warrant under their Hands and Seals, to cause the Charges attending the same to be levied by Directions and Sale of the Goods and Chattels of the Offender, returning the Surplus (if any) when demanded, to the Person or Persons whose Goods and Chattels shall be so distrained and sold.
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XLIX. Provided always, That nothing herein contained shall extend to prevent or hinder the Lords of any Manor or other Owner or Proprietor of Lands within any of the said several Districts, from making, or causing to be made, any Drains or Division Dykes, or other Works, at their own Expence, within their own Lands respectively; provided such Drains or Division Dykes do not detriment or interfere with the general or private Works of Drainage to be performed by virtue of this Act.

L. And be it further enacted and declared, That the General Commissioners for Drainage, or any five or more of them, shall, out of the Money to be by them raised, pay to the Surveyors of Holland Fen the Sum of one hundred Pounds, in consideration of the Works by them done to Lodwick's Caust and that from the Time that the said general Works of Drainage shall be begun, until the Water of the River Witham at Chapel Hill shall be turned into the new River before described, and from thence discharged by the grand Sluice, Lodwick's Caust shall, for the Safety of the Country, be supported and maintained at the general Charge; and so much longer as the General Commissioners, or any five or more of them, shall think the same conducive towards effecting the Purposes of the general Drainage, but not afterwards.

LII. And be it further enacted, That the general Commissioners, or any five or more of them, shall and may cause the Tunnels sunk under Kyne Eau and Billinghay Skirts to be removed and taken away, leaving the Materials for the Use of the Owners thereof; and that no Cut, Channel, or Tunnel, shall at any Time thereafter be made or laid in the Places aforesaid, or in any other Place, for diverting any of the Water out of the said River Witham, except as herein after mentioned; And if any such Cut, Channel, or Tunnel, shall be so made or laid, the said Commissioners, or any five or more of them, shall cause the fame to be filled up, abated, or removed, &c., by Warrant under their Hands and Seals, to cause the Charges attending the same to be levied by Diffraction and Sale of the Goods and Chattles of the Offender, returning the Overplus (if any) when demanded, to the Person or Person's whole Goods and Chattles shall be so dismembered and sold.

LIII. And be it further enacted, That in case the low Lands and Fens lying in North Kyne and Billinghay Dales, between Kyne Eau and Billinghay Skirts, shall not be sufficiently drained by the Expedients aforesaid, so as to flux and convey their Downfall and Soakage Waters into Kyne Eau or the River Witham above Chapel Hill, the Owners and Proprietors of such low Lands and Fens respectively may, when they think the same necessary, and they are hereby impowered to lay a Tunnel under Kyne Eau between Drury Dyke and the Twenty-foot Drain, not exceeding two Feet square, for conveying such Waters into the River Witham through Longrice Gout, so as such Tunnel be laid low and so effectually built and secured as not to obstruct the necessary deepening of Kyne Eau, or the free Passage of the Waters thereof into the River Witham.

LIII. Provided always, That if the aforesaid Proprietors shall suffer any Waters more than the said Downfall and Soakage to be conveyed through the aforesaid Tunnel, then, and in such Case, the Commissioners of the second District, or any five or more of them, Shall and may, and they are hereby authorized and impowered, to remove and take away such Tunnel, and the Lands intended to be benefited thereby shall thereupon be discharged from contributing towards the Expense of Red Stone Gout.

LIV. Provided also, That it shall and may be lawful to and for the Proprietors of the Tunnel called Dampford Tunnel, now lying under the said Kyne Eau, to continue the same, but subject to and under the like Restrictions and Provisions as are herein before mentioned, provided, and declared, of and concerning such Tunnel as is herein before licenc'd or permitted to be laid or continued under Kyne Eau.

LV. Provided also, That the Tunnel lying through the South Bank of Kyne Eau in South Kyne, near Dampford Sluice, and also the Tunnel in Dog-dyke for conveying Water into Holland Fen and Withmore Fen respectively, shall and may be continued for the Purposes only of Conveying Water into the same Fens respectively, and the Eleven Towns having Right of Common in Holland Fen aforesaid, according to ancient Custom, for the Use of Cattle in dry Seasons; and also that Dampford Tunnel, and all other old Tunnels, except as before directed to be removed, may be used and continued as heretofore for the same Purposes, provided the same shall not exceed five Inches square.

LVI. And be it further enacted, That it shall and may be lawful for the said General Commissioners, or any five or more of them, to license, order or appoint such other Tunnels, not exceeding five Inches square, and through any of the Banks of the said several Rivers and Drains respectively, for conveying Water into any of the low Grounds or Fens so intended to be drained as aforesaid for the watering of Cattle in dry Seasons only, as the said Commissioners, or any five or more of them, shall think proper and requisite; And also that it shall and may be lawful to and for the eleven Commissioners for the eleven Towns, having Common Right in Holland Fen, together with the Commissioners for North and South Kyne, or the major Part of them, to see or cause to be set down a moveable Stanch to Kyne Eau above Drury-Dyke, so as such Stanch be made no higher than will be necessary to turn the Water into the Tunnels through the Banks into Holland Fen, North Kyne and South Kyne, and to appoint proper Persons to look after the same, and to cause the Charge and Expence attending the same to be paid and defrayed by and out of the Money arising or produced by any Inclosure of Lands in Holland Fen (subject nevertheless to the Direction and Control of the general Commissioners for the Drainage, or any five or more of them) upon Complaint to them made of any Damage sustained thereby.

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LVII. And
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Anno secundo GEORGII III.  

A. D. 1762.

and the Tunnels continued at How Bridge.

If a sufficient Quantity cannot be filled for Cattle in Wildmore Fen, then the Commissioners of the 4th District may place removable Shutters to raise the Water.

Bed of the Witham, where not inclosed, vested in the Commissioners.

The Sea Sluice and River to be maintained as the general Charge.

Staunches to keep back Land Water, how to be erected.

Commissioner of the Districts to exchange Lands separated by the new Cut.

The Ferry and Road between Tatterhall and Billinghay preferred.

Bank of Billinghay Skirt not to be left shorter than 12 Feet in Width.

Rights of Owners of Ferries reserved.

LVII. And be it further enacted, That the Tunnels in Wildmore Fen Bank, at the End of How Bridge Drain, shall be likewise continued for taking in Water into Wildmore and West Fens in dry Seasons, for the Use of Cattle, so as such Tunnels be placed and let as low as the same can be.

LVIII. Provided always, That if it shall be found that the Water in the River Witham shall be so low as that a sufficient Quantity cannot be infused and taken thereout for the Use of Cattle in Wildmore Fen, then the Commissioners of the fourth District, or any five or more of them, shall and may, and they are hereby authorized and empowered to place, or cause to be placed, removable Shutters on the Top of the Land Door at the Grand Staunch, so as to raise the Water in the new intended River to such a Height as to cause Water in dry Seasons through the said Tunnel into the said Fens for the Purposes aforesaid; but subject nevertheless to be removed and abated by the general Commissioners, or any five or more of them, if they shall find the same prejudicial to the Drainage intended by this Act.

LIX. And be it further enacted, That the Site or Bed of the old River Witham, where the same is not already inclosed, shall be, and the same is hereby vested in the general Commissioners, to be by them, or any five or more of them, applied and disposed of in such Manner as they shall think necessary and proper for the general Works of Drainage.

LX. And be it further enacted, That the necessary Charges and Expenses of maintaining and supporting the Sea Sluice, the Mother River, and all other the Rivers, Becks, Drains, and living Waters herein before particularly directed to be secured and deepened, and the Banks thereof, and all other Works which the said general Commissioners, or any five or more of them, shall order and direct to be performed for the General Works of Drainage, shall be paid and defrayed by and out of the Money to be raised for the general Works of Drainage, by virtue and in pursuance of this Act.

LXI. And be it further enacted, That no Staunch or Land Door shall be erected in the said River Witham, within the Limits aforesaid, or in any Rivers or Drains running into the said River Witham, within the Limits aforesaid, already made, or which shall be made in pursuance of this Act, so as that the Water may be thereby kept up higher than within two Feet of the lowest Lands lying above such Staunch or Land Door, except for the Use of Cattle as before mentioned; nor any Staunch or Land Door at Lincoln High Bridge, or between the said Bridge and Washingborough Ferry, that shall not be at least two Feet lower than the lowest Lands in Canwick Ring; any thing in this Act contained to the contrary notwithstanding.

LXII. And be it further enacted, That the Commissioners of the said respective Districts, or any five or more of them, shall and may, and they are hereby authorized and empowered to make Exchanges of any Fen or common Lands, which shall be separated by any such Cut to be made for the Purposes of this Act.

LXIII. And whereas, according to the Plan herein before prescribed, the ancient and publick High Road leading from Tatterhall Town to and over Tatterhall Ferry, and to the Town of Billinghay, will be in a great Measure covered by Part of the Banks which are to be thrown up and made on the North and South Sides of the River Witham, at and near Tatterhall Ferry, and by the Bank which is to be thrown up and made on the North West Side of Billinghay Skirt, be it therefore further enacted, That it shall and may be lawful for the present Proprietor of the said Ferry, or his Heirs and Assigns, to preferve and continue the said Ferry, and all Rights and Privileges belonging to the same in as full and ample Manner as the same is now enjoyed; and also that the said High Road, now leading from Tatterhall to the said Ferry, shall be and remain over the Bank intended to be raised by virtue of this Act on the North Side of the River Witham, free and open to all his Majesty's Subjects; this Act or any thing herein contained to the contrary notwithstanding: And that the said Ferry leading from the said Ferry to Billinghay shall pass and be upon the Bank which shall be made by virtue of this Act upon the North West Side of Billinghay Skirt, which is hereby declared and enacted to be a publick and common Highway for all his Majesty's Subjects passing and re-passing on Foot, or with Horses, Cattle, Carts, and other Carriages; and that such Perfon or Perions as, by reason of Tenure or otherwise howsoever, are now bound to repair the last-mentioned Part of the said Road, shall and may, and such Perfon and Perions are hereby impowered and required, from time to time, as often as Occasion shall require, to repair, amend, and suftain such new Road, to be formed upon the said Bank in Manner aforesaid, and for that Purpose to enlarge the said Bank in Breadth to any Dimensions, not exceeding forty Feet in the whole.

LXIV. Provided always, That the said Bank shall for ever be and remain at the least twelve Feet; and that nothing shall be done upon or in relation to the said Road or Ferry which shall in any wise impede, obstruct, or make worse the Drainage or Navigation intended by this Act, or any Works necessary or proper for effecting the same; and that the Materials for amending and supporting the same shall and may be taken out of the said River called Billinghay Skirt, and out of such Part of the said River Witham adjoining to the said Ferry, as shall be found most convenient for the Purposes aforesaid, and so adjudged by the said Commissioners for Drainage, or any five or more of them, by Writing under their Hands and Seals.

LXV. And whereas there has been, for Time immemorial, several other ferrying Places across the said River Witham, the Property of divers Lords of Manors, or other Persons; be it therefore enacted, That it shall and may be lawful for the present Proprietors of the said Feries, their Heirs or Assigns, to preferve and continue the said Feries, and all Rights and Privileges belonging to the same,
fame, in as full and ample a Manner as the fame are now enjoyed; and also that the High Roads or Ways now leading to the said several Ferries respectively shall remain over the Banks intended to be made or raised by virtue of this Act on both Sides the said River Witham, free and open to all his Majesty’s Subjects: And that it shall be lawful to and for the said Proprietors of the said Ferries respectively, or for the several Persons now bound by Law to repair the said Roads respectively, to add to the Sides of the said Banks such further Soil, Gravel or other Materials, as shall be necessary and sufficient for forming and rendering the said Roads practicable and convenient over the said Banks respectively, so that the fame, or any of them, may not be in any Manner reduced below the Dimensions in and by this Act provided and expressed for the fame respectively; this Act or any thing herein contained to the contrary notwithstanding.

LXVI. And be it further enacted, That it shall and may be lawful to and for the said General Commissioners, or any five or more of them, to cause a sufficient Bridge to be erected across the intended new Cut or River, at some Part thereof about half way between Antony’s Gout and Boston, for the Purpose only of preferrung a Communication between the Houses in Boston West and Holland Fen, which Houses will be separated from the said Fen by the said intended new Cut or River.

LXVII. And be it further enacted, That if the said Commissioners for Drainage, in pursuance of the Powers by this Act granted, shall by scouring out any of the Side Rivers in this Act mentioned, deepen the same, so as to render any Ford or Fords across the said Rivers, or either of them, unpassable, whereby the Communication between any Roads or Lands on each Side thereof shall be interrupted or prevented, the said Commissioners shall, at the publick Charge, either new make such Fords with Stones, Gravel or other sufficient Materials, or else build a Bridge or Bridges over such River or Rivers, in order to restore such Communication in as effectual a Manner as the same was before the passing of this Act.

LXVIII. And forasmuch as the Money to be collected by the Receipt of the Taxes by this Act laid and made payable as aforesaid, will not be sufficient for the speedy Execution of the general Works of Drainage to be done in pursuance of this Act; Be it therefore enacted, That the said General Commissioners, or any seven or more of them, shall and may, and they are hereby authorized and empowered, from Time to Time, as it shall be found requisite and necessary for the Purposes aforesaid, to raise Money upon the best Terms and by the best Methods the same can be procured; and for that Purpose they, or any seven or more of them, shall and may, and they are hereby authorized and empowered, to treat, contract and agree with any Person or Persons, either for the Purchase of an Annuity for Life, or the Loan of any Sum or Sums of Money upon Mortgage respectively; and also, in pursuance or Execution of such Contract or Agreement, it shall and may be lawful to and for the said Commissioners, or any seven or more of them, by any Writing or Writtings under their Hands and Seals, to charge the said Taxes and Rates to arise by virtue of this Act, for the Purpose of the general Drainage, or any Part thereof, with any Annuity or Annuities, to such Person or Persons as shall treat for the same during a Life, to be by them respectively named, or to assign, transfer, and make over the said Taxes, or any Part thereof, unto any Person or Persons, who shall advance and lend any Money thereupon, for such Term of Years as shall be agreed upon in that Behalf, by way of Mortgage and as a Security for the Repayment thereof, with Interest, at such Times, and in such Manner, as shall be agreed upon by the said General Commissioners.

LXX. Provided always, That no Money shall be borrowed, or any such Annuity granted, by the said Commissioners, on the Credit of this Act, after their first Meeting, unless Notice be given by affixing the same in Writing on the Market House in Lincoln, and the Market Crosses in Boston, and by publishing the same in some of the publick Papers usually circulated in the County of Lincoln, at least twenty-one Days before any Meeting shall be held for that Purpose.

LXXI. And be it further enacted, That the Taxes or Affellments, which shall be raised or charged by the said General Commissioners, shall be charged and chargeable with the Payment of the Principal Money so to be by them borrowed, and the Interest of such Money from Time to Time; and shall vest in the respective Creditors, upon Default of Payment of such Principal and interest, until the same shall be fully paid and satisfied, together with the Costs and Charges occasioned for the Performance thereof; and the said Creditors, their Executors, Administrators and Assigns respectively, shall have the said Powers, Rights and Privileges of affelling, raiting and recovering the several Taxes or Affellments payable by the several Owners and Occupiers of Lands and Grounds charged therewith, for and in respect of such Principal Money and Interest, in case of Default of Payment thereof, as the said Commissioners and their Collectors may have had, in case such Principal and Interest had been regularly and fully satisfied and paid.

LXXII. And be it further enacted, That all Mortgages and Annuities to be made or granted as aforesaid, shall be deemed personal Estates, and shall and may be respectively assigned, transferred and assignable, from Time to Time, by Indenture without Stamps; but all such Grants of Annuities and Mortgages, and Assignments thereof respectively, shall be entered in a Book to be kept for that Purpose by the Treasurer or Clerk to the said Commissioners, who shall, at the Request of every Mortgagee, Grantee or Assignee respectively, enter the same without demanding or receiving any other Fee or Reward than the Sum of two Shillings and six Pence for the same.

LXXIII. And be it further enacted, That it shall and may be lawful to and for any of the Owners or Proprietors of any of the said low Lands and Pens, being Tenants in Tail or Tenants for Life, or his, her or their Trustee or Trustees, Guardian or Guardians, from Time to Time, to charge the
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fayd low Lands and Fens with any Sum or Sums of Money for paying the yearly Taxes to be laid upon the said low Lands and Fens, as well for the private as for the publick Works of Drainage to be done in pursuance of this Act; atid also such further Sum or Sums of Money, as shall from Time to Time be by him, her or them, paid for the Interest thereof, until the next General Quarter Day, after the general Works of Drainage shall be completed to Stamp End, and shall be so determined to be by the said General Commissioners for the general Works of Drainage, or any seven or more of them, which Determination they, or any seven or more of them, are hereby required to make, when they shall think the said Works are completed; and also for furnishing the Repayment of such Sums and Sums of Money, with Interest for the fame to grant, charge, mortgage, lease or demise, or otherwise subject the said low Lands and Fens, or any Part or Parcel thereof, unto such Person or Persons as shall advance and lend the same for any Term or Number of Years, so as such Grant, Charge, Mortgage, Lease or Demise, be made with a Proviso or Condition to cease and be void, or with an express Trust to be surrendered upon the Repayment of the several Sums of Money respectively secured as aforesaid, on a certain Day in such Mortgage or other Security to be for that Pur-
pose named, not exceeding one Year from the Date of such Mortgage or other Security; and every such Grant, Charge, Mortgage, Lease or Demise, to be made in pursuance of this Act, shall be good, valid and effectual in the Law for the Purposes thereby intended, notwithstanding the Want of legal Title in the said Tenants in Tail or Tenants for Life, his, her or their Trustee or Tru-
stees, Guardian or Guardians, any Settlement or Settlements, Will or Wills, Trust, Use, Re-
mainder, Limitation or other prior or former Incumbrances of or concerning the same low Lands and Fens, or any Part or Parts thereof then in being, or capable of taking Effect, to the contrary in any wise notwithstanding.

LXXIII. Provided always, That from and after the next General Quarter Day after the said Ge-
neral Commissioners, or any seven or more of them, shall have determined that the general Works of Drainage are completed to Stamp End as aforesaid, that then and from thenceforth the In-
terest of the Money so borrowed to pay the said yearly Taxes, and such Interest thereof as afo-
said, shall be paid and kept down by the Person or Persons, who, for the Time being, shall be in Possession of the said low Lands and Fens, or any Part or Parts thereof, to be charged with such Money as aforesaid.

LXXIV. And it be further enacted, That regular Accounts shall be kept (by such Person or Per-
sons, and in such Manner, as the said General Commissioners, or any five or more of them, shall in-
that Behalf order, direct or appoint) of the Collection, Receipts, Payments and Application of all and every Sum and Sums of Money which shall be raised, collected, received and paid for the Pur-
poses of the General Drainage; and such Accounts shall be entered in proper Books, to be provided and kept for that Purposes; and Copies of all such Accounts shall be delivered to the said Commissioners, or any five or more of them, at their General Meeting on the first Tuesday in July in every Year, or oftener, if the Accounts required by the said Commissioners, or any five or more of them, and so much and such Parts of the said Accounts as shall be approved of by the major Part of the Com-
misssioners present at such Meetings, shall be signed and allowed by them; and Duplicates of the Accounts so allowed shall be fairly entered in two Books, one to be kept by the General Com-
misssioners or their Treasurer, and the other by the Clerk to the said Commissioners; and the said Books shall be produced at every Meeting of the said Commissioners, and all Persons chargeable with the Taxes to be levied by virtue of this Act shall be at Liberty at all Times to inspect such Books of Accounts, paying one Shilling for every Inspection, and at their own Charge to take Copies of any Part thereof.

LXXV. And it be further enacted, That in case it shall at any Time appear, on passing the Ac-
counts of the Treasurer or Treasurers, that any Part of the Money in his Hands will not at any Time from thenceforth for the Space of six Months be wanted or necessary to be issued or applied for the Purposes of the general Drainage; then and in such Case, and from Time to Time, and as often as it shall happen, it shall and may be lawful to and for such Treasurer or Treasurers, by and with the Direction of the said General Commissioners, or any five or more of them, to place out such Sum and Sums of Money respectively, on Government or real Security, at Interest, in the Name of such Treasurer or Treasurers for the Time being; and which principal Money to be placed out, and the Interest attending the same, shall be issued, paid, applied and disposed of, under the Di-
rection of the said General Commissioners, or any five or more of them, for the Purposes of this Act.

LXXVI. Provided always, and be it further enacted, That no Order which shall be made by the said Commissioners for the general Works of Drainage, or any five or more of them, by virtue of this Act, at any of their Meetings, shall be altered, reversed, annulled or made void at any subsequent Meeting, unless one or more of the Commissioners be present at such Meeting, and seven or more of them be conforming thereto; nor unless fourteen Days Notice in Writing be affixed on some publick and conspicuous Place in the City of Lincoln, the Town of New Sleaford, the Borough of Bighton, the Town of Spilsby, Horncastle and Tatterhall, in which said Notice it shall be expressed what Order and Orders are intended to be reversed or altered.

LXXVII. And whereas the renowing and maintaining the Navigation of the River Witham,
from the High Bridge, in the City of Lincoln, through the Borough of Bighton to the Sea, will be
of great Benefit and Advantage to the Inhabitants of that Part of the Country, tend to promote
Trade and Commerce, and be of publick Utility; be it therefore further enacted, That the Mayor of the City of Lincoln, for the Time being, and four other Persons, who shall be elected by the Mayor, Sheriffs, Citizens and Commonalty of the said City, within two Months after the paf-
Sing of this Act, the Mayor of the Borough of Boston for the time being, and four other Persons who shall be elected by the Mayor, Aldermen and Common Council of the said Borough, within two months after the passing of this Act, and ten other Persons, who shall be elected by the said General Commissioners for Drainage, or any seven or more of them, at their first General Meeting, shall be and are hereby appointed Commissioners for reforming and maintaining the navigation upon the River Witham, from the bridge in the City of Lincoln, through the Borough of Boston, to the Sea, under the Rules and Directions herein after mentioned, provided, appointed and prescribed; which Commissioners so to be elected, shall continue until the second Tuesday in April one thousand seven hundred and sixty-three, and shall then and thenceforth, once in every three Years, be elected in Manner aforesaid; and that on the Vacancy of any such Commissioner by Death or Refusal to act, another Commissioner shall be elected in like manner, in the Room of the Commissioner so dying or refusing to act, within three months after such Death or Refusal.

LXXVIII. Provided always, That at the time the said Mayor, Sheriffs, Citizens and Commonalty of the City of Lincoln shall elect the said four Persons to be Commissioners for the Navigation, they shall declare, under their Common Seal, which two of them shall also be Commissioners for the General Drainage; and that the said Mayor, Aldermen, and Common Council of the Borough of Boston, shall also at the time of their electing the said four Persons to be Commissioners for the Navigation, declare, under their Common Seal, which two of them shall also be Commissioners for the General Drainage.

LXXIX. And it is further enacted, That the said Commissioners, or any five or more of them, shall meet at the Town Hall of the Borough of Boston, on the third Wednesday in August one thousand seven hundred and sixty-two, and proceed to the Execution of this Act, so far as relates to the said Navigation; and shall also meet on the first Tuesday in July yearly, at such Place within the City of Lincoln, the Town of New Sleaford, or Borough of Boston, as the said General Commissioners for Drainage, or any five or more of them shall appoint for their annual Meeting: And the said Commissioners for Navigation, or any five or more of them, shall and may, from time to time, adjourn themselves to such Place and Time as they shall think most convenient for the Purposes of this Act: And if it shall happen that there shall not appear at any such Meeting a sufficient Number of Commissioners to act, or to adjourn to any other Time or Place, then the Clerk to the said Commissioners shall adjourn the said Meeting to, and appoint the said Commissioners to meet at the Place where the last Meeting was appointed to be held, on that Day three Weeks next after the Day on which such last Meeting was appointed to be held; and shall cause Notice thereof to be affixed on some publick and conspicuous Place in the City of Lincoln, the Town of New Sleaford, and Borough of Boston, at least ten Days before such Meeting: And that the said Commissioners at all their Meetings shall have under their Charges and Expences; provided always, that three Commissioners shall be sufficient for the Purposes of Adjudication.

LXXX. And it is further enacted, That in order for the carrying on and effecting the said intended Navigation, the said Commissioners, or any five or more of them, shall and may and they are hereby authorized and empowered to employ or contract with any Person or Persons, who shall be willing to undertake or engage to make the said River Witham navigable and passable for Boats and other Vessels within the Limits aforesaid, or to do and execute any particular Work or Works to be appointed by the said Commissioners, or any five or more of them, for that Purpose, upon such Terms and Conditions as the said Commissioners, or any five or more of them shall think proper and reasonable; and also that it shall and may be lawful to and for such Persons and Persons so contracting, undertaking, and employed, and his or their Agents, Workmen, Servants and Labourers, with the Approbation of the said Commissioners, or any five or more of them, and they are hereby empowered from time to time to open, cleave, founr, depthen or enlarge the said River Witham up to Lincoln High Bridge aforesaid, new Cuts, or new River or Rivers herein before described and intended to be made for the Purposes of Drainage, and to make such new Cuts, Trenches or Paddles for Water, in, upon or through the Lands or Grounds adjoining or near to the said River, and within the Limits aforesaid as they shall think proper, for the Navigation of Boats and other Vessels, and for the more convenient, easy and better effecting the said Purposes of this Act; and also to cut and make use of the Soil of any Person or Persons, Bodies Politick or Corporate whatsoever, within the Boundaries mentioned in this Act, as Occasion shall require; and also to dig up, cut, remove and take away all Trees, Roots of Trees, Beds of Gravel or Sand, and any other Impediments whatsoever which may hinder or obstruct the said intended Navigation; and also to build, erect, set up, make, support and maintain over or in the said River, Cuts, Trenches and Paddles, or upon the Lands adjoining or near to the same, or any of them, such and so many Bridges, sluices, Locks, Wears, Pens for Water, Stanchions, Dams, Wharfs, Warehouses, Quays, Landing-places, Weigh-beams, Cranes, and other Works, at such Places, and in such Manner, as the said Commissioners, or any five or more of them shall think necessary and convenient; and from time to time to alter and repair the same, and to make, widen or enlarge any Ways, Paddles, or other Conveniences, for the conveying of Goods, Commodities, and all other Things of and from the said River, as far as the said High Bridge in the City of Lincoln, and the navigable Cuts, Trenches or Paddles thereof below Cinel Dike, and for the conveying of all Manner of Materials for erecting and making the said Works, and for altering or repairing the same, and to place, lay, work and manufacture the said Materials, on the Grounds near to the Place or Places where the said Works, or any of them shall be making, erecting, altering, repairing, or are intended to be made.
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to dig and carry away Gravel, &c.
to set out Haling-ways;
and to cause a Lock to be made by the Side of the Sea Sluice.

Works of Navigation not to prejudice the Works of Drainage.

Penalty of breaking open Gates of Locks, s. 1.

No Lock, &c. to be higher than within two Feet of the natural Soil of the lowest Lands adjoining.

Commissioners to purchase Ground to build Houses for Lock-keepers.

erected, altered or repaired; and also to amend, heighten or alter any Bridges upon such River, Cutts, Trenches or Paflages as may hinder the Navigation or Paflage thereon, within the Limits aforesaid; and also to dig, take and carry away Loam, Clay, Gravel, Stone, or any other Materials, for carrying on, perfecting, stirring or repairing the said Works, in or from the Grounds of any Person or Persons adjoining or lying near to the said River, Cutts, Trenches or Paflages (not being an Houfe, Garden, Orchard, Yard, Park, Paddock, planted Walk, or Avenue to a Houfe); and also to make, set out and appoint Towing-paths, Banks, and Ways convenient for towing, haling, or drawing with Men or Horses, Boats and other Vessels passing upon the said River, or the Cutts, Trenches or Paflages thereof, and to erect Bridges over the Side Rivers, Brooks, Streams and Watercourses, fo as not to obstruct the Navigation thereof; and also to erect Winches, or other Engines, for the more convenient towing, haling, or drawing on such Paths, Banks and Ways; and to do and perform all other Matters and Things within the Limits aforesaid, which they the said Commissioners, or any five or more of them, shall judge necessary, or convenient for carrying on, restoring, completing and maintaining the said Navigation, according to the Tenour and Meaning of this Act; and that the said Commissioners of the said Navigation, or any five or more of them, shall and may, and they are hereby authorized and empowered to cause a Lock to be made and built by the Side of or near the said Sea Sluice, to be erected for the Works of Drainage, with two Pair of Doors or Gates pointing to the Landward, for the Purpose of the said Navigation, and one Pair of Doors without Shuttes pointing to the Seaward, in order to stop the Flux of the Tide at all Times.

LXXI. Provided always, That the Works that shall be set up and made for the Use and Purpose of the said Navigation shall not be constructed or made fo as in any wise to prejudice, obstruct, prevent or defeat the Works for the general Drainage of the low Lands and Fens intended and directed to be drained and improved by virtue and pursuance of this Act.

LXXXII. And be it further enacted, That if any Master, Owner, or Person having the Charge of any Boat, Barge, Lighter, or other Vessel, shall by any violent Means force or break open the Gates or Doors of the said Lock to be erected near the said Sluice, when the Water is higher on the Sea Side than on the Land Side thereof, or shall forcibly and violently break or force open the Gates or Doors of any other Lock to be erected in the said River for the Purpose of the said Navigation; every Person to offending, and being thereof lawfully convicted before any one or more Justice or Justices of the Peace acting within the Division of the said County of Lincoln, wherein the Offence shall be committed, upon the Oath of one or more Witnesses or Witnessses, shall for every such Offence, forfeit and pay such Sum of Money, not exceeding five Pounds, and not less than twenty Shillings, as such Justice or Justices respectively shall order or appoint, to be recovered and levied by Diffretes and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand and Seal of, and Hands and Seals of such Justice or Justices; rendering the Overplus (if any) after the said Penalty, and the Charges and Expenses of such Diffretes and Sale are deducted, unto the said Offender or Offenders; and for want of sufficient Diffretes, it shall and may be lawful to and for the said Justice or Justices to commit such Offender or Offenders to the Houfe of Correction, there to remain for any Time not exceeding six Months, nor less than one Month, at the Discretion of such Justice or Justices.

LXXXIII. Provided always, and be it further enacted, That no Lock, Sluice, Wear, or other Works, shall at any Time hereafter be made or erected in the said River Witham, or any new Cut to be made as aforesaid, fo as to pen up the Water in the said River or Cut higher than within two Feet of the natural Level or Soil of the lowest Lands adjoining.

Commissioners to purchase Ground to build Houses for Lock-keepers.

LXXXIV. And be it further enacted, That the said Commissioners for the Navigation may, and they are hereby authorized and empowered, to cause and direct the Soil or Bed of the River Witham, from Boston to Lincoln High Bridge, to be dug, cut, and levelled for the Purpose of the said Navigation, fo as the same River may be navigable and passable in all Seasons for Barges, Boats and Vessels; and that the said Commissioners for the Navigation shall and may, and they are hereby authorized and empowered to purchase and include a Piece of Ground near or adjoining to every Lock, Sluice, Wear, or other Works, which shall be made for the Purpose of the said Navigation, and to build, or cause to be built, a House upon every such Piece of Ground where the said Commissioners, or any five or more of them shall think necessary, and to remove or alter the same as Occasion shall require; and that the said Commissioners, or any five or more of them shall and may nominate, order and appoint proper Persons constantly to dwell and reside in and attend at each of the said Houses, with Power and Authority, and they are hereby required to open the Gates or Doors of such Locks and Sluices, whenever the Surface of the Water in the said River shall rise higher than within two Feet of the natural Level or Soil of the lowest Lands lying on each Side the River, above any of the said Locks or Sluices, or in any Place between one Lock and another, and so to continue the same till the Waters shall be abated; and in case, any of the said Sluicekeepers shall at any Time neglect or refuse to let off the Waters as herein directed, the General Commissioners for the Drainage, or any five or more of them, shall and may, and they are hereby empowered,
impower, at any publick Meeting, upon due Proof made thereof, to remove the Person so offending from his Office, and the Commissioners for Navigation, or any five or more of them, shall and may appoint another Person in his Place and stead.

LXXXV. And for defraying the necessary Expenditures of the said Navigation, and of repairing and maintaining the said Locks and other Works to be made and erected as aforesaid, and keeping them fit and useful for the said Navigation, Be it further enacted, That at such Place and Places adjoining to the said River as the said Commissioners for the Navigation, or any five or more of them, shall, by any Infrumt in Writing under their Hands and Seals direct and appoint, there shall be paid to the Collector or Collectors to be nominated and appointed as herein after is directed, by all and every Person and Persons who shall carry or convey any Goods, Wares, Merchandizes or Commodities whatsoever, up or down the said River, by Tenage or otherwise, such Sum and Sums of Money as the said Commissioners, or any five or more of them, shall from time to time think proper to order and appoint, not exceeding in the Whole the Sum of one Shilling and six Pence a Ton; which respective Sum and Sums of Money so ordered and appointed to be paid as aforesaid, shall and may be demanded and taken in the Name of or as a Toll or Duty; and the Montes so to be raised are hereby vested in the said Commissioners, and shall be applied and disposed of in such Manner as the said Commissioners, or any five or more of them, shall from time to time order and direct for the several Uses, Intents and Purposes of the said Navigation; and in case of Neglect or Denial of Payment, on Demand, of the several Tolls or Duties ordered and appointed to be paid as aforesaid, the Collector or Collectors to be appointed as herein after is directed, is and are hereby authorized and required to seize and detain any of the said Goods, Wares, Merchandizes and Commodities, or the Boats, Barges, Lighters or Vessels carrying or conveying the same, and for which the said Tolls or Duties ought to be paid as aforesaid; and in case the same shall not be paid within the Space of five Days next after such Seizure, it shall and may be lawful to and for the said Collector or Collectors to sell the said Goods, Wares, Merchandizes and Commodities, or the Boats, Barges, Lighters or Vessels carrying or conveying the same, rendering the Overplus (if any) to the Owners, after the said Tolls or Duties, together with the reasonable Charges of feezing, detaining and selling the said Goods, Wares, Merchandizes and Commodities, or the Boats, Barges, Lighters or Vessels carrying or conveying the same, shall be satisfied and paid.

LXXXVI. Provided always, and be it enacted, That it shall and may be lawful to and for the said Commissioners for the Navigation, or any five or more of them, to order and cause a Chain or Boom to be laid and fixed across Lodowick's Drain, at any Place between Lodowick's Gate and Gill-Syke, and to demand and take such Duties and Tonnage for all Goods, Wares and Merchandizes carried and conveyed on board any Boat, Barge or Vessel, through Lodowick's Drain, as the said Commissioners, or any five or more of them shall think proper, so as the same do not exceed six Pence a Ton, and so as such Chain or Boom be not continued or used for the Purposes aforesaid, after the new Cut before mentioned shall have been made navigable from Lodowick's Gate aforesaid, as far as Chopped Hill.

LXXXVII. Provided also, That no Toll or Duty shall be demanded or taken at the said Chain or Boom for the passing of any Boat, Barge or Vessel laden with any Goods, Wares, Merchandizes or Commodities belonging to, or the Property of, or configned to any of the Inhabitants of the eleven Towns of Holland Fen, which shall pass through Lodowick's Drain only.

LXXXVIII. And it is hereby further enacted, That the Navigation to be formed by virtue of this Act upon the River Witham, or any adjoining Lands from the Sea through Boston, to the High Bridge at Lincoln, shall be publick, open and free to all his Majesty's liege Subjects, to pass, repass, travel and go with Boats, Barges and other Vessels, subject only to such Duties, Tolls, Restrictions and Regulations as are herein provided, declared and expressed concerning the same.

LXXXIX. And be it further enacted, That the said Commissioners for the Navigation, or any five or more of them, shall have such and the same Powers to raise Money for defraying and paying the Charges of the said Navigation, as well by mortgaging the said Duties and Tolls, as by granting Annuities chargeable upon, and payable out of the same, but by, with and under such and the same Rules, Orders, Directions and Restrictions as are herein before directed, provided and declared, for, about and concerning the raising Money for the general Works of Drainage of the said low Lands and Fens by virtue of this Act, and for the assigning the Securities thereof.

XC. And be it further enacted, That when and as the Money advanced and lent for the Purpose of the said intended Navigation, on the Credit of the said Tolls and Duties, or a competent Part thereof shall be paid off and discharged, then the said Commissioners for the Navigation shall and may, and they are hereby authorized and empowered, by and with the Consent of the Mortgagees and Assignants, to lower or reduce the said Tolls and Duties, and they are hereby authorized and empowered to raise and increase the same, from time to time as Occasion shall require, and as to such or any seven or more of them, shall seem requisite and necessary for the Purposes of this Act, so as the same do not exceed the Tolls or Duties herein before granted.

XCI. And be it further enacted, That the said Commissioners for the Drainage, or any five or more of them, or the said Commissioners for the said respective Districts, or any five or more of them, shall have full Power and Authority to agree with the Proprietors of, and Persons interested in, any Lands, Tenements or Hereditaments, which the said respective Commissioners, or any five or more of them, shall judge necessary to be cut, digged, pulled down, or otherwise made use of, for the Purposes
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Purposes of this Act, for the Purchase of such Lands, Tenements and Hereditaments, or for the Recompense to be made to such Proprietors and Persons interested, for the Damage they may sustain; and also to settle and ascertain in what Proportion the Sum or Sums to be agreed for shall be paid to the several Persons interested in the Premises: And it shall be lawful for all Bodies Politick, Corporate or Collegiate, Corporations Aggregate or Sole, Husbandmen, 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 Geffrineute Trusts, whether Infants or Illegitimate, Widows, Widowers, or other Persons or Persons of such Trusts, and to and for all Persons-covert, who are or shall be seized or intrenched in their own Right, and to and for all and every other Person and Persons whcomsoever, who are or shall be seized, possessed of, or interested in any such Lands, Tenements or Hereditaments, to contract for, sell and convey unto the said respective Commissioners, or any five or more of them, or to such Person or Persons as they, or any five or more of them, shall appoint, any Lands, Tenements or Hereditaments, for the Purposes aforesaid, or to agree with the said respective Commissioners, or any five or more of them, for any Recompense to be made for the Damage which may be done to any such Lands, Tenements or Hereditaments, by the Execution of any of the Powers of this Act; 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 Politick, Corporate or Collegiate, and all Persons whomsoever, are hereby indemnified for what they or any of them shall do in pursuance of this Act: But if it shall happen that any such Body Politick, Corporate or Collegiate, Trustee or Trustees, or other Person or Persons interested or concerned as aforesaid, shall for the Space of forty Days after Notice in Writing to the principal Officer or Officers of such Body Politick, Corporate or Collegiate, or to such Trustee or Trustees, Perfon or Persons respectively, or left at his, her or their respective Place or Places of Abode, or at the House of the Tenant or Tenants, Occupier or Occupants, of such Lands, Tenements or Hereditaments, neglect or refuse to treat, or shall not agree with the said respective Commissioners, or any five or more of them, or by reason of Absence shall be prevented from treating; then and in every such Case the said respective Commissioners, or any five or more are hereby impowered from time to time to issue out their Warrant or Warrants, under their Hands and Seals, to the Sheriff of the County or Place wherein the Matter in Question shall lie; or if such Sheriff shall be immediately interested in such Matter, then to one of the Coroner of such County or Place, commanding such Sheriff or Coroner to impanel, summon, and return twenty-four Men, qualified according to the Laws of this Realm, to be returned, for Trials of Issues joined in his Majesty's Courts at Westminster, to appear before the said respective Commissioners, or any five or more of them, at such Time and Place as in such Warrant or Warrants shall be appointed, in order that out of them a Jury of twelve may be sworn, to enquire touching the Matters in Question: And in case a sufficient Number of Jurymen shall not appear, at such Time and Place, the said Sheriff or Coroner shall return another honest and indifferent Man, that can speedily be procured, to attend that Service, being 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 Jury-Men, and the said respective Commissioners, or any five or more of them, are hereby impowered, by Warrant or Warrants under their Hands and Seals, from time to time, as Occasion shall require, to summon and call before them all such Persons as shall be thought necessary to be examined as Witnesses touching the Matters in Question; and the said respective Commissioners, or any five or more of them, may order and authorize the said Jury, or any five or more of them, to view the Place or Places, or Matters in Controvery; which Jury (upon their Oaths, to be administered by the said respective Commissioners, or any two or more of them; which Oaths, as also the Oaths to such Person or Persons as shall be called upon to give Evidence, the said respective Commissioners, or any two or more of them, are hereby impowered to administer) shall enquire of, allest, and ascertain the Sum or Sums of Money to be paid for the Purchase of such Lands, Tenements or Hereditaments, or the Recompense to be made for Damages that may or shall be sustained as aforesaid, and to settle and ascertain in what Proportion the Sum or Sums to be all said to the several Persons interested in the Premises; and the said respective Commissioners, or any five or more of them, shall give Judgment for such Purchase-money or Recompense so to be ascertained by such Juries; which said Verdict, and the Judgment thereupon pronounced by the said respective Commissioners, or any five or more of them, shall be binding and conclusive, to all Intents and Purposes, against all Parties, Bodies Politick, Corporate and Collegiate, and all Persons whomsoever.

XIII. Provided always, and be it further enacted, That if any such Sheriff or Coroner, or his Deputy or Agent, shall make Default in the Premises, every such Person shall for every Offence forfeit the Sum of twenty Pounds; and if any Person so furnished and returned as aforesaid on such Jury, shall not appear, or appearing, refuse to be sworn, or being sworn, refuse to give his Verdict, or Persons, other Matter willfully neglected his Duty, contrary to the true Intent of this Act; or if any Person so furnished and returned, or not appear, or appearing, refuse to be sworn or examined or to give Evidence, every Person so offending, shall be bound and conclusive, to all Intents and Purposes, against all Parties, Bodies Politick, Corporate and Collegiate, and all Persons whomsoever.
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Premisses, or any five or more of them, shall appoint, not exceeding the Sum of five Pounds for any one Offence.

XCVIII. And be it further enacted, That all the Agreements, Contrats, Sales, and Conveyances, and also all Verdicts and Judgments, which shall be made and given in relation to any such Lands, Tenements and Hereditaments, as aforesaid (such Verdicts and Judgments being signed by five or more of the said respective Commissioners who shall be present at the taking of such Inqulity) shall be delivered to the Clerk of the Peace for the Parts or Place wherein such Lands, Tenements or Hereditaments are situate, and shall be filed with the Rolls of such Parts or Place; and the same, or a true Copy thereof, shall be admitted as Evidence in all Courts whatsoever; and all Persons shall have Liberty to inspect the same, and take Copies thereof, upon paying for every such Inspection the Sum of one Shilling, and for every such Copy, not exceeding two hundred Words, the Sum of nine Pence, and in Proportion for any greater Number of Words.

XCV. And be it further enacted, That upon Payment of such Sum or Sums of Money as shall be agreed upon between the said respective Commissioners, or any five or more of them, and the Party or Parties interested, or of such Sum or Sums of Money as shall be assailed by any such Party to Party or Parties, or legal Tender thereof made, or to the principal Officer or Officers of any such Bodies Politick, Corporate or Collegiate, or if he, she or they cannot be found, or shall refuse to accept such Money, upon Payment thereof to such Person or Persons as the said respective Commissioners, or any five or more of them, shall have full Power and Authority to enter upon the Lands, Tenements or Hereditaments, in respect whereof such Monies were so agreed for or assailed, and to make use of such Lands, Tenements and Hereditaments, for the Purposes of this Act; and they shall be and are hereby indemnified for so doing, and all and every Person and Persons, Bodies Politick, Corporate and Collegiate, whatsoever, shall from thenceforth be, to all Intents and Purposes, dwelt of all Right, Title, Claim, Interest, and Property, to or in the same.

XCIV. And be it further enacted, That in all Cases where any Verdict shall be given for a Expenses of the Jury greater Sum or Recompense than shall have been offered by or on the Behalf of the said respective Commissioners, or any five or more of them, before the summoning of any such Jury, for or in respect of any such Lands, Tenements, Hereditaments, or Damages as aforesaid, that then the Expenses of such Jury, and the Witnesses attending in consequence thereof, and of taking such Inqulity, shall be paid by the said respective Commissioners, or any five or more of them, out of the Money to arise by virtue of this Act; but if any Verdict shall be given for no more or a less Sum than shall have been so previously offered by or on the Behalf of the said respective Commissioners, or any five or more of them, then and in every such Case such Expenses shall be paid by the Owners of, or Persons interested in, the Lands, Tenements or Hereditaments in Question.

XCVI. And be it further enacted, That the said General Commissioners for the Drainage, or Commissioners to ap any five or more of them, or the said Commissioners for the said respective Districts, or any five or more of them, or the said Commissioners for the Navigation, or any five or more of them respectively, shall be, and they are hereby empowered, from time to time, by Writing under their Hands and Seals, to appoint such Collector or Collectors of the said Taxes and Tolls, and also such Treasurer or Treasurers, as they shall think fit, to employ in the Execution of this Act; such Treasurer or Treasurers, and Collector or Collectors, giving Security to the Satisfaction of the said respective Commissioners, or any five or more of them, who shall administer an Oath to every such Collector for the faithful Execution of his Office (which Oath any two of the said respective Commissioners are hereby empowered to administer) and such Collector or Collectors shall, at such Times as he or they shall be required by the said respective Commissioners, or any five or more of them, by Writing under their Hands, pay or cause to be paid into the Hands of the said Treasurer or Treasurers, all and every the Sum and Sums of Money which such Collector or Collectors shall have received by virtue of this Act; and the said respective Commissioners, or any five or more of them, may also, by Writing under their Hands and Seals, appoint a Clerk or Clerks, Surveyor or Surveyors, and such other Officers as they shall think fit to employ in the Execution of this Act; and which Officers so to be appointed shall be paid, out of the Monies to be raised by virtue of this Act, such Salaries or Allowances as the said respective Commissioners, or any five or more of them, shall think reasonable; and shall be from Time to Time removable, at the Will and Pleasure of the said respective Commissioners, or any five or more of them.

XCVII. And be it further enacted, That the said respective Treasurers shall fairly enter into one or more Book or Books to be kept for that Purpose, an Account of all Monies by him or them received and disbursed, specifying the Times when, and the Persons from and to whom such Monies were respectively received and disbursed, and for what Purposes; which Book or Books, or a true Copy thereof, signed by the said Treasurer or Treasurers, together with the Vouchers for such Disbursements, and also all Books and Papers in his or their Custody, relating to the Execution of this Act, shall be delivered to the said respective Commissioners, or any five or more of them, once at least in every Year, and from Time to Time, as often as the said respective Commissioners, or any five or more of them, shall require the same; and the said Treasurer or Treasurers shall also verify the said Account or Accounts upon Oath, if thereunto required by the same.
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faid respective Commissioners, or any five or more of them, and the said respective Commissioners, or any five or more of them, are hereby authorized to discharge such Treasurer or Treasurers of all such Monies as he or they shall have truly accounted for; and the said respective Commissioners, or any five or more of them, shall also at such Time or Times as they shall think proper, summon before them, and if they think fit, examine upon Oath (which Oath, as also the Oath or Oaths to the said Treasurer or Treasurers, the said respective Commissioners, or any five or more of them, are hereby empowered to administer) all or any such Collectors, Clerks, Surveyors and Perfson employed in, or intrusted with the Receipt or Expenditure of any of the Monies to be raised by virtue of this Act; and which Collectors, Clerks, Surveyors and Perfsons employed in or intrusted as aforesaid, shall render to the said respective Commissioners, or any five or more of them, a true and perfect Account in Writing of all Monies so by them respectively received and paid, with the Vouchers for such Payments; and also all Books and Papers in their Custody relating to the Execution of this Act; and in case any such Treasurer, Collector, Clerk or other Officer or Persona, shall be found in Arrear, or refuse to account, or to pay the Money remaining in his Hands, according to the Directions of the said respective Commissioners, or any five or more of them, or if any such Officer or Persona shall not deliver such Books or Papers in his Custody as aforesaid, in every such Case it shall be lawful for the said respective Commissioners, or any five or more of them, by Warrant or Warrants under their Hands and Seals, to commit every such Officer and Persona to the Common Gaol of the County or Place where such Officer or Persona shall reside; there to remain without Bail or Mainprize, until he shall have made a true Account and Payment, and delivered such Books and Papers as aforesaid, or compounded with or satisfied the said respective Commissioners, or any five or more of them; which Composition the said respective Commissioners, or any five or more of them, are hereby impowered to make.

XCVIII. And for the more easy collecting the said Tolls, Be it further enacted, That every Persona having the Charge of any Boat or Vessel passing on the said River, Cuts or Trenches, shall give a true Report or an Account in Writing, signed by himself, unto such Persona or Perfsons as shall, from Time to Time, be appointed by the said Commissioners for the Navigation, or any five or more of them, to receive the same, or to the Collector or Collectors of such Tolls, and at such Place or Places as shall be appointed by the said Commissioners, or any five or more of them, of the Weight of the Goods, Wares, Merchandizes and Commodities, which shall be in or belong to such Boat or Vessel; and also of the Weight of such Goods, Wares, Merchandizes and Commodities, as shall have been discharged or taken out of such Boat or Vessel, before the Arrival thereof at the Place where such Account or Report is to be given; and in Failure of giving such Account or Report, or in case a false Account or Report shall be given, every such Persona shall for every such Offence forfeit and pay the Sum of five Pounds, over and above the Payment of such Tolls; and if any Difference shall arise between any Collector of the said Tolls, and the Persona having Charge of any Boat or Vessel, or the Owner of any Goods, Wares, Merchandizes or Commodities, or Perfsons acting in his Behalf, concerning the Weight of the same, it shall be lawful for any such Collector to stop and detain any such Boat or Vessel, and to weigh, measure or gauge, or cause to be weighed, measured or gauged, all such Goods, Wares, Merchandizes and Commodities; and in case the same shall appear to be of a greater Weight than such Persona declared the same to be, in every such Case such Persona shall pay the Costs and Charges of such weighing, measuring or gauging; all which said Costs and Charges, upon Refusal of Payment thereof, on Demand, shall and may be recovered as the said Tolls are appointed to be recovered; but if such Goods, Wares, Merchandizes or Commodities, shall appear to be of no greater Weight than such Persona declared the same to be, then such Collector shall pay such Costs and Charges, and shall also pay to such Persona, or to the Owner or Owners of such Goods, Wares, Merchandizes and Commodities, one Shilling for every Hour that such Boat or Vessel shall be so detained; and in Default of immediate Payment thereof, the same shall be levied by Distresses and Sale of the Goods and Chattels of such Collector, by Warrant of Warrants under the Hand and Seal of any Justice of the Peace for the Parts or Place where such Boat or Vessel was detained, rendering the Overplus (if any be) to the Owner or Owners of such Goods and Chattels; and the said Commissioners, or any five or more of them, may, if they think fit, out of the Money to be raised by virtue of this Act, reimburse the said Collectors the Monies so paid or levied upon them, for the Detention of any such Boat or Vessel.

XCIX. And be it further enacted, That the said Commissioners for the Navigation, or any five or more of them, shall cause to be made, set up, and from Time to Time, maintained and kept in Repair convenient Gates, Bridges, Palisades and Stiles, in and over all the Ditches and Fences in the Towing-paths to be used for the Purposes of this Act, where the same shall respectively be necessary; and also such Bridges over the new Cuts, Trenches and Palisades, as shall be proper for the Use of the Occupiers of the Lands, Tenements and Hereditaments thereof adjoining; and also that if the said Commissioners, or any five or more of them, shall think proper to cause the said River to be deepened in any Part or Parts, so as to render any usual or Common Fords or Highways impassable or dangerous, in every such Case the said Commissioners, or any five or more of them, shall first cause a sufficient Bridge or Bridges to be erected, or such other Convenience as the said Commissioners, or any five or more of them, shall judge proper, where such Fords or Highways now are, or as near thereto as conveniently may be; and shall from Time to Time maintain
and keep the said Bridges or Conveniences in Repair, for the Accommodation of all Persons having Occasion to pass over the same.

C. And for the better preventing of Damages or Mischiefs that may be done or committed by any rude or disorderly Persons towing, navigating or managing any Boat, Barge, Lighter or other Vessel, within the Limits of the said Navigation, and to the End that the Owners and Masters thereof may be more careful therein, be it further enacted, That the Master or Owner of every Boat, Barge, Lighter or other Vessel, which shall pass up or down the said River, or the said Branches thereof, shall be and is hereby made answerable for, and shall make good any Damages, Spoil or Mischiefs that shall be done by his, her or their Boat, Barge, Lighter or other Vessel, or by any Boatmen, Bargemen or Watermen, or by any of the Crew thereof, belonging to or employed in or about the same respectively, or by his, her or their Servants or Horses, unto any of the Bridges, Locks, Stanchions, Dams, Sluices or other Works that now are or shall be erected, maintained or kept in Repair, in, upon or near the said River, or any of the said Branches thereof, or any new Cuts of the said River, or the said Branches thereof, to be made by Authority of this Act; or by loading or unloading any Boat, Barge, Lighter or other Vessel; and also for any Trespass or Damage that shall or may be done to the Owners or Possessors of any Buildings or Erections upon or near the said River, or any of the said Branches thereof, that now are or that hereafter shall be erected and set up; or to any Lands, Tenements or Hereditaments, or any Crop on the Ground adjoining to the same, or to any of them, other than is provided for and authorized by this Act: And if any such Damage, Spoil or Mischiefs be done to the said Bridges, Locks, Stanchions, Dams, Sluices, Canals, Banks or other Works, or by loading or unloading such Boats, Barges, Lighters or other Vessels, the same shall be inquired into and determined by any two Justices of the Peace for the Parts or Place where such Damage shall be done, who is hereby authorized and required, upon Complaint or Information made before them, to summon such Boat-master, Barge-master or Owner, to appear before them; and upon his, her or their Appearance, or making Default to appear (Proof being made upon Oath before such Justices, that the Party neglecting to appear was personally served with such Summons, or that the same was left for him, her or them, at his, her or their usual Place of Abode) such Justices shall proceed to examine into the Truth of the said Complaint or Information, and upon Conviction of the Party complained of, or Proof upon the Oath of one or more credible Witnesses or Witnesses, shall award and order such Sum of Money to be paid by such Boat-master, Barge-master or Owner, as a Recompense for the said Damage, Spoil or Mischiefs so done or aforesaid, as the said Justices shall think proper, not exceeding the Amount or Value of such Damage, Spoil or Mischiefs; and in case of Non-payment of such Sum of Money so awarded and ordered for the Space of five Days, the said Justices are hereby authorized and required to levy the same by Distress and Sale of the Boats, Barges, Lighters, Vessels or other Goods and Chattels of such Boat-master, Barge-master or Owner, by Warrant under the Hands and Seals of such Justices, rendering to the Owner the Overplus (if any be) after the said Sum, together with the reasonable Charges of such Information and Conviction, Distresses and Sale, hath been first satisfied and paid.

C. And be it further enacted, That if any Boatman, Bargeman, Lighterman, Waterman or other Person, having the Care or Management of any Boat, Barge, Lighter or other Vessel, or navigating or working the same, shall lay such Boat, Barge, Lighter or other Vessel, so as to obstruct the Passage of other Boats, Barges, Lighters or other Vessels, or shall hinder the opening or shutting of any of the said Locks or Sluices, and shall not, upon Request, immediately remove the same, such Person or Persons offending as aforesaid, shall, for every such Offence, forfeit such Sum not exceeding five Pounds, nor less than forty Shillings, to be levied upon Conviction before any Justice of the Peace for the Parts or Place adjoining thereto (not interested otherwise than as a Commissioner) by the Oath of one or more credible Witnesses or Witenesses, or by the Confinement of the Party or Parties offending, by Distress and Sale of such Boat, Barge, Lighter or other Vessel, or any of the Goods and Chattels of such Offender or Offenders, by Warrant under the Hands and Seal of such Justice before whom such Offender or Offenders shall be convicted, rendering the Overplus (if any be) after the reasonable Charges first deducted, to such Offender or Offenders; and for want of sufficient Distress, such Offender or Offenders shall, by Warrant under the Hands and Seal of such Justice, be committed to the House of Correction, there to be kept to hard Labour for any Time not exceeding three Months, nor less than one Month, or until such Penalty shall be paid.

CII. And be it further enacted, That if any Boat, Barge, Lighter, or other Vessel shall happen to be sunk in the said River, or in any of the said Branches, Cuts or Trenches thereof, and that the Owner or Person having the Command or Rule thereof, shall not without Lofs of Time weigh or draw up the same again, and have the same out of the Way of other Boats, Barges, Lighters or Vessels passing and repassing upon the said Navigation, it shall and may be lawful to and for the said Commissioners for the Navigation, or any five or more of them, or their Agents or Servants, to cause such Boat, Barge, Lighter, or other Vessel to be weighed or drawn up, and to detain and keep such Boat, Barge, Lighter, or other Vessel, until Payment shall be made of all Expenses occasioned thereby; and if Payment be not made in twenty Days after such Boat, Barge, Lighter or other Vessel shall be weighed or drawn up, then and in such Case, it shall and may be lawful to and for the said Commissioners, or their Agents or Servants, to cause Sale to be made thereof for reimbursing the said Expenses and other incident Charges; rendering the Overplus (if any be) when demanded, to the Owner or Master of such Boat, Barge, Lighter or other Vessel.
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CIII. And to the End that the Owners, Mastes or Persons having the Rule of any Vessel navigating within the Limits of the said Navigation, may be better known, Be it further enacted, That every Owner, Master or Person having the Rule or Command of any Boat, Barge, Lighter, or other Vessel palling upon the said River, or the said Branches thereof, shall cause his, her or their Name, at full Length, to be placed and set in large Capital Letters, four Inches long and broad in Proportion, on the upper Part of the Bow, on both Sides of every Boat, Barge, Lighter, or other Vessel, palling upon the said River, or any of the said Branches thereof, shall not at all Times have his, her or their Names so set or placed as before said, or in case such Owner, Master or Person having the Command or Rule of any Boat, Barge, Lighter, or other Vessel, palling upon the said River, or any of the said Branches thereof, into or through any of the Sluices or Locks upon the said River, or any of the said Branches thereof, shall willfully or of leave open any of the Gates, Doors, or Slakers belonging to the said Sluices or Locks, whereby the Water of the said River, or any of the said Branches thereof shall run waste, to the Hindrance or Detriment of the said Navigation; then and in all and every of the said Cales, every such Owner, Master or Person so neglecting or offending, on Conviction before any Justice of the Peace for the Parts or Place adjoining thereto, by the Oath or Oaths of one or more credible Witnesses or Witenesses, shall for every such Offence forfeit and pay any Sum not exceeding five Pounds, nor less than forty Shillings, to be levied by Distrefs and Sale of such Offender's Goods and Chattels, by Warrant under the Hand and Seal of such Justice; and for want of sufficient Distrefs, such Offender shall, by Warrant under the Hand and Seal of such Justice, be committed to the House of Correction, there to be kept to hard Labour, for any Time not exceeding three Months, nor less than seven Days, or until such Penalty shall be paid.

CV. And be it further enacted, That all Persons who shall think themselves aggrieved by the Order or Judgment of any Justice or Justices of the Peace, upon account of any Offence committed against this Act, may appeal to the Justices of the Peace for the Parts or Place where or adjoining to which such Offence shall have been committed, at their next General or Quarter-Session to be held for the said Parts or Place respectively; the Person or Persons so appealing first entering into Recognizance, with two sufficient Sureties, to prosecute such Appeal with Effect, and to pay the Costs which shall be affirmed by the said Justices in their said General or Quarter-Session, in case such Order or Judgment shall be affirmed: And the Justices in their said General or Quarter-Session are hereby authorized and required to hear and determine such Appeal, and give such Costs to either Party as they shall think reasonable, and to make such Order therein as to them shall appear just; which Order shall be final and conclusive to all Parties; and shall not be removed or removable by any Writ of Certiorari or otherwise, into any of his Majesty's Courts of Record at Westminster or elsewhere.

CIV. And be it further enacted, That no Order or other Proceeding to be made or had by or before any Justice or Justices of the Peace, by virtue of the Powers by this Act granted, shall be quashed or vacated for want of Form only.

CV. And be it further enacted, That the respective Fines, Forfeitures and Penalties by this Act imposed and inflicted, the Application whereof is not herein before particularly directed, shall be paid into the Hands of the Treasurer or Treasurers of the Monies to be raised by the Taxes or Tolls respectively by virtue of this Act; and shall be applied and disposed of for the Use of the said Drainage or Navigation respectively as the Case shall happen, and to and for no other Use or Purpose whatsoever.

CVII. And for preventing the breaking down or damaging any of the Works which shall be erected or made in pursuance of this Act, Be it enacted, That if any Person or Persons shall wilfully and maliciously cut, break down, damage or destroy any Banks or other Works to be erected or made for the Purposes of the said Drainage or Navigation, such Person or Persons shall be adjudged guilty of Felony, and shall be subject and liable to the like Pains and Penalties as in case of Felony; and the Court, by and before whom such Person or Persons shall be tried, shall have full Power and Authority to transport such Felon or Felons for the Space of seven Years, in like Manner as other Felons are directed to be transported by the Laws and Statutes of this Realm.

CVIII. And be it further enacted, That the said Commissioners for the Navigation, or any five or more of them, at any of their Meetings, shall from time to time have full Power and Authority to make By-laws, Orders and Constitutions for the good and orderly using of the said Navigation, and for the well-governing of the Bargemen, Watermen and Boatsmen, who shall convey or carry any Goods, Wares or Merchandizes on any Part of the said River, or the said Branches thereof, and to impose and inflict such reasonable Fines, Forfeitures or Penalties upon the Breakers of such By-laws, Orders or Constitutions, as the said Commissioners, or any five or more of them shall think fit; such Fines, Forfeitures or Penalties to be levied or inflicted by such Ways and Means as the said Commissioners, or any five or more of them shall direct; which said By-laws, Orders and Constitutions being put into Writing, under the Hands and Seals of the said Commissioners, or any five or more of them, shall be binding to and be obeyed by all Parties; and shall be sufficient in any Court of Law or Equity, to justify all Persons who shall act under the same, either in punishing such Persons as shall disoblige the same, or in levying any Penalty or Forfeiture thereby incurred; but any Person or Persons thinking himself, herself or themselves aggrieved, by any Order or
or Judgment made or given by or in pursuance of any such By-law, Order or Constitution, may within three Months after such Order or Judgment shall be made or given, complain to the Justices of the Peace, at their General or Quarter-Seission to be held in and for the Parts or Place where the Cause of Complaint shall arise, who shall in a summary Way, either hear and determine the said Complaint at such General or Quarter-Session, or if they think proper, may adjourn the Hearing thereof to the next General or Quarter-Seission of the Peace to be held for the said Parts or Place respectively; and if they see Cause may mitigate or alter such Fines, or Punishment; and may order any Money to be returned, which shall have been levied in pursuance of such By-law, Order or Constitution, and may also order such further Satisfaction to be made to the Party injured as they shall judge reasonable; but no Justice of the Peace shall act or vote in the Hearing or Determining of any such Complaint, whose Hand and Seal as a Commissioner shall appear to have been set to the said By-law, Order or Constitution, which occasioned such Complaint.

CX. And be it further enacted, That all By-laws, Orders, Constitutions and Proceedings of the said respective Commissioners in the Execution of this Act, shall be entered in a Book or Books to be kept for that Purpose; and such By-laws, Orders, Constitutions and Proceedings, when entered, shall be signed by the said respective Commissioners, or any three or more of them, and the Clerk or Clerks attending the said respective Commissioners, is and are hereby required to let his or her Name or Names as a Witness or Witnesses thereto; and the said By-laws, Orders, Constitutions and Proceedings signed and attested, shall be deemed and taken to be original By-laws, Orders, Constitutions and Proceedings, and shall be made and produced and read in Evidence, in all Cases of Appeals, Suits, Actions, or other Proceedings, touching any thing done in pursuance of this Act; and which Book or Books shall and may be seen and perused, at all reasonable Times, and Copies thereof, or any Part thereof, may be taken by any Person or Persons whomsoever, paying to the said Clerk or Clerks Three Pence for every one hundred Words.

CX. And be it further enacted, That such of the Commissioners appointed or to be appointed in or by virtue of this Act, as shall be a Justice or Justices of the Peace, may and is and are hereby authorized and empowered to act as a Justice or Justices of the Peace, in the Execution of the Powers and Authorities hereby given to any Justice or Justices of the Peace, notwithstanding his or their being such Commissioner or Commissioners; provided such Justice or Justices is or are not interested in the Matter in Quelion, otherwife than as a Commissioner or Commissioners.

CX. And be it further enacted, That if any Person appointed or to be appointed a Commissioner in or by virtue of this Act, shall have or accept of any Place of Profit arising out of the Monies to be raised by virtue of this Act, such Person, from and after his accepting such Place of Profit, and during the Time of his holding and enjoying the same, shall be incapable of acting as a Commissioner under this Act.

CXII. And be it further enacted, That no Person shall be appointed to keep any Lock or Sluice which shall be made or erected by virtue of this Act, shall sell any Ale, Wine, Brandy, or any Spirituous Liquors, during the Time of his executing such Office.

CXIII. And be it further enacted, That no Commissioner named or appointed, or which shall be named or appointed in or by virtue of this Act, shall act, or be empowered to do any Act in the Execution of the Powers hereby given to them, or any of them; except it be at the respective Meetings to be held in pursuance of this Act.

CXIV. And be it further enacted, That no Nomination, Appointment, Information, Order, Judgment, Conviction, Warrant, Mortgage, Assignment, Transfer, or other Security for the borrowing of Money, or other Writing whatsoever, under the Hand and Seal of any Seals of, or only signed by, any Commissioner or Commissioners for putting this Act in Execution, or by any Justice or Justices of the Peace, or exhibited before them, or any of them, touching or concerning or in Execution of any of the Powers or Authorities hereby vested in such Commissioner or Commissioners, or Justice or Justices of the Peace, or any of them, or Transfer of any of the Securities aforesaid, made by any Person or Persons, shall be charged or chargeable with any Stamp-duty whatsoever.

CXV. And be it further enacted, That where any Director shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Director himself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trepasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Director, or other Proceedings relating thereto; nor shall the Party or Parties described be deemed a Trepasser or Trespassers ab initio, on account of any Irregularity which shall be afterwards submitted to the Party or Parties discharging; but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage in any Action upon the Cafes.

CXVI. And be it further enacted, That the Charges and Expenses attending the obtaining and Expences of this Act, the passing of this Act, and other the necessary Expenses relating thereunto, shall be paid and defrayed by the general Commissioners for Drainage, or any five or more of them, out of the said Monies which shall be by them raised by virtue of this Act for the general Works of Drainage; and the Commissioners for the Navigation, or any five or more of them, shall, out of the said Monies to be paid to the said general Commissioners for the Drainage, one third Part of the said Charges and Expenses paid by the said general Commissioners for the Drainage, as the Share or Proportion of the said Commissioners for the Navigation.

CXVII. Provided

No Justice who signed the By-law to act or vote in the determining such Complaint.

Orders of the Commissioners to be entered in a Book, and signed.

No Commissioner to act or hold a Place of Profit.

Lock-keeper not to sell Spirituous Liquors.

Writings to be without Stamps.

Persons aggrieved by any Irregularity in discharging.

to recover for the special Damage only.
C. 32. Anno secundo Georgii III. A.D. 1762.

CXVII. Provided always, and be it further enacted, That Lodovicii Cawt. or other Works already made or to be made or erected by virtue of this Act, either for the Purpose of Drainage or Navigation, or any Lands, Gows, Sewers, Drains, Watercourses, or other Matter or Thing whatsoever, within the Boundaries of the low Lands and Fens particularly described by this Act, shall not be subject to the Controul, Direction, Survey, or Order of any Commission of Sewers, or any Law or Statute relating to Sewers; any thing in any former Law or Statute to the contrary thereof notwithstanding; save and except such Lands which are now liable to contribute to the Repair of Redstone Gows, and the Drain called New Hammond Beck leading thereto; which in respect to those Repairs only shall still remain under the Jurisdiction of the Commissioners of Sewers, but exempt in every other.

CXVIII. And be it further enacted, That so much of an Act passed in the twenty-second and twenty-third Years of the Reign of his Majesty Charles the Second, intituled, An Act for improving the Navigation between the Town of Boston and the River Trent, as relates to the improving the said Navigation between Lincoln High Bridge, throughBoston, to the Sea, shall from and after the passing of this Act be and the same is hereby repealed.

CXIX. Provided always, and be it further enacted, That no Toll or Duty shall be demanded or taken for any Pleasure Boat for passing through all or any of the Locks to be made or erected in or upon the said River, or upon the Branches thereof, provided there be no Goods or Merchandize carried therein, or for any Boat, Barge, Lighter or other Vessel, laden with any Materials for carrying on the Works of Drainage; and that the Lord or Lords of the respective Manors, or any other Persons whomsoever, shall have full Liberty to fish, fowl, and execute all other Rights and Royalties on the said River, or any other Rivers running into the same, or any of the Branches thereof, which they had before the said Acts mentioned in the said Acts referred to; and any thing herein contained to the contrary notwithstanding; so that the Exercise of such Rights and Royalties shall not interfere with or interrupt the Execution of this Act, or the free Use of the said Navigation.

CX. Provided always, and be it enacted by the Authority aforesaid, That in Cafe the Commissioners appointed by and under this Act do not, within fourteen Years after the passing the same into a Law, make perfect and complete the Drainage of the low Lands, from the East End of Canwick Ings to the Western Boundaries of the said Drainage towards Lincoln, and also a Navigation from the East End of the said Ings to the High Bridge in the City of Lincoln, according to the true Intent and Meaning of this Act; then, and in such Case, if shall and may be lawful for the Mayor, Sheriffs, Citizens, and Commonalty of the City of Lincoln, to enter upon, undertake, make perfect and complete the said Works for Drainage and Navigation, within seven Years after from the East End of Canwick Ings to the Places aforesaid, under the same Rules, Orders, and Restrictions, to which the Commissioners, in and by this Act appointed, are subject; and they are hereby invested with the like Powers and Authorities in that Behalf, but liable to the Control of any five or more of the said Commissioners of Drainage, acting under the Powers of this Act, in case they should exceed the Powers to them hereby granted; and that it shall and may be lawful for them to take and receive a Toll, not exceeding three Pence per Ton for all Vessels passing and repassing, and also the Tax charged upon the Lands on both Sides the River within the aforesaid Limits, according to that Proportion of Tax which shall be laid, from time to time, by the general Commissioners of Drainage, on the first and third District; and in case the said Mayor, Sheriffs, Citizens, and Commonalty of the City of Lincoln, do not make perfect and complete the said Works within seven Years from the Expiration of the aforesaid fourteen Years, the same shall revert to the Commissioners under this Act; any thing contained in this Act to the contrary notwithstanding; and in case any Dispute shall arise, whether the Drainage and Navigation within the aforesaid Limits are complete at the End of either of the above recited Terms of fourteen or seven Years, it shall and may be lawful for the Justices of Peace for the Division of Kesteven, in the County of Lincoln, upon Application to them made, to hear and determine the same at their General Quarter-Session; and such Determination shall be final and conclusive to all Parties whatsoever.

CXI. And be it further enacted, That if any Action, Suit, or Information, shall be brought or commenced against any Perfon or Persons, for any thing done or to be done in pursuance of this Act, or in the Execution of the Powers and Authorities, or the Orders or Directions herein before given or granted, every such Action, Suit, or Information, shall be commenced and brought within six Calendar Months next after the Fact committed; and not afterwards, and shall be laid and brought in the said County of Lincoln, or in the County of the City of Lincoln, wherein the Fact shall be committed, and not elsewhere; and the Perfon or Persons to sued or prosecuted shall or may plead 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 by the Authority of this Act: And if it shall appear to have been so done, or if any Action, Suit or Information shall be brought after the Time before limited for bringing the same, or shall be brought in any other County or Place than aforesaid; then, and in such Cafe or Cafes, the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuitied, or suffer a Discontinuance of his, her or their Action, Suit, or Information, after the Defendant or Defendants shall have appeared, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or if upon Demurrer or otherwise, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendant shall have Treble Costs.
A. D. 1762: Anno secundo Georgii III. C. 33.

Coffes, and shall have such Remedy for the same, as any Defendant or Defendants hath or have for Coffes of Suit in other Cafes by Law.
CXXII. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be, Publick Act, and shall be judicily taken Notice of, as such, by all Judges, Justices, and other Persons whomsoever, without specially pleading the fame.

C A P. XXXIII.

An Act for granting to his Majesty a certain Sum of Money out of the Sinking Fund; and for applying certain Monies remaining in the Exchequer for the Service of the Year one thousand seven hundred and fifty-two; and for settling and securing a certain Allowance for the Use of the Right Honourable Arthur Onslow, Speaker of the House of Commons in the next five Parliaments.

Myself Gracious Sovereign,

W E your Majesty's most dutiful and loyalSubjects the Commons of Great Britain, in Par. Preamble.

liant assembled, being desirous to raise the Revenues of the necessary Supplies which we have cheerfully granted to your Majesty in this Session of Parliament, by Ways and Means the least burthenome to your Majesty's Subjects, have resolved to give and grant to your Majesty the Sum hereinafter mentioned; and do therefore most humbly beseech 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 by or out of such Monies as shall from time to time be received into the Receipt of the Exchequer, of the Surpluses, Excesses, Overplus Monies, and other Revenues composing the Fund commonly called The Sinking Fund, after paying or resolving sufficient to pay out all such Sums of Money as shall have been directed by any former Act or Acts of Parliament to be paid out of the same, there shall and may be issued and applied for and towards making good the Supply granted to his Majesty for the Service of the Year one thousand seven hundred and sixty-two, a Sum not exceeding one million nine thousand two hundred seventeen Pounds two Shillings and eight Pence Halfpenny; and the Commissioners of his Majesty's Treasury, or any three or more of them now being, or the High Treasurer, or any three or more of the Commissioners of the Treasury for the Time being, are hereby authorized and empowered to issue and apply the same accordingly.

II. And be it further enacted by the Authority aforesaid, That the Sum of one hundred and fifteen thousand Pounds, granted by an Act made in the second Year of his late Majesty's Reign, upon Account of Arrears of his late Majesty's Civil Lift Revenues, and now, by his Majesty's Direction, replaced and refunded out of the Arrears of the said Revenues, which were standing at the Time of his late Majesty's Death; and also the Sum of twenty thousand Pounds, remaining in the Receipt of the Exchequer, being Part of the Sum of one hundred thousand Pounds, granted to his Majesty in the Year one thousand seven hundred and fifty-eight, upon Account, towards defraying the Charge of Pay, and Clothing for the Militia for the Year one thousand seven hundred and fifty-eight, and for defraying such Expenses as were actually incurred upon the Account of the Militia in the Year one thousand seven hundred and fifty-seven; and also the Sum of eighty thousand Pounds remaining in the Receipt of the Exchequer, which was granted to his late Majesty in the Year one thousand seven hundred and fifty-eight, upon Account, towards defraying the Charge of Pay and Clothing for the embodied Militia for the Year ended the twenty-fifth Day of March one thousand seven hundred and sixty-one; and also the Sum of seventy thousand Pounds, remaining in the Receipt of the Exchequer, which was granted to his Majesty in the late Session of Parliament, upon Account, towards defraying the Charge of the Pay of the Militia of that Part of Great Britain called England, when unembodied, and of the Clothing of the Part of the said Militia then unembodied, for one Year, beginning the twenty-fifth Day of March one thousand seven hundred and sixty-one; and also the Sum of seventy-three thousand five hundred and seventy-eight Pounds, remaining in the Receipt of the Exchequer, being the Surplus of the several Duties on Malt, established by an Act made in the thirty-third Year of the Reign of his late Majesty, for paying Annuitiies granted in the Year one thousand seven hundred and fifty-eight, after satisfying all Charges and Incumbrances thereupon, to the fifth Day of January one thousand seven hundred and sixty-two, shall and may be, in like Manner, issued and applied at the said Receipt, for and towards the said Supply.

III. And it is hereby enacted by the Authority aforesaid, That in case the said Commissioners of his Majesty's Treasury, or any three or more of them now being, or the High Treasurer, or any three or more of the Commissioners of the Treasury for the Time being, shall think it advisable to raise the said Sum of one million nine thousand two hundred seventeen Pounds two Shillings and eight Pence Halfpenny, or any Part thereof, by Loans or Exchequer Bills, in Manner herein after mentioned, that it shall and may be lawful to and for any Person or Persons, Natives or foreigners, Bodies Politick or Corporate, to advance or lend to his Majesty, at the Receipt of his Majesty's Exchequer, any Sum or Sums of Money not exceeding the said Sum of one million nine
nine thousand two hundred seventeen Pounds two Shillings and eight Pence Halfpenny, upon the Credit of the said Surpluses, Excesses, and Overplus Monies, or other Revenues composing the Sinking Fund, and to have and receive Intered for the Forbearance of the Money lent, so as such Loans shall be allowed to be made by the said Commissioners of the Treasury, or any three or more of them now being, or the High Treasurer, or any three or more of the Commissioners of the Treasury for the Time being, who are hereby authorized to issue their Warrants for that Purpose, as shall be included in such Loans shall be wanted for the Publick Service; and moreover that no Money to be lent upon the security of this Act, shall be rated or affixed to any Tax or Allotment whatsoever.

IV. And be it further enacted, That all and every Person or Persons who shall lend any Money upon the Credit of this Act as aforesaid, and pay the same into the Receipt of the Exchequer, shall immediately have a Tally of Loan struck for the same, and in order for his, her, or their Repayment, bearing the same Date with his, her, or their Tally, in or upon which Order shall be also contained a Warrant or Payment of Interest for the Forbearance thereof, and to be paid every three Months, until the Repayment of the Principal; and all such Orders for Repayment of Money, so to be lent, shall be registered in Course, according to the Dates respectively; and that all and every Person and Persons shall be paid in Course, according to their Orders shall stand registered in the said Register Books, so as the Person or Persons, Natives or Foreigners, his, her or their Executors, Administrators, or Assigns, who shall have his, her, or their Order or Orders first entered in the said Books of Register, shall be taken and accounted to be the first Person or Persons to be paid out of the said Surpluses, Excesses, or other Revenues; and he, the or they who shall have his, her, or their Order or Orders last entered, first, second, or any Person to be paid, and so successively and in Course; and that the Monies to come in of or for the said Surpluses, Excesses, and Overplus Monies, or other Revenues composing the Sinking Fund as aforesaid, shall be in the same Order liable to the Satisfaction of the said respective Persons, Bodies or Bodies Politick or Corporate, their Executors, Administrators, Successors, or Assigns respectively, without any undue Preference of one before another, and not otherwise; and shall not be diverted or divertible to any other Use, Intent or Purpose whatsoever (other than such Uses and Purposes as are appointed by any other Act or Acts of Parliament in that Behalf as aforesaid); and that no Fee, Reward, or Gratuity directly or indirectly shall be demanded or taken of any of his Majesty's Subjects, for providing or making of any such Books or Registers, or any Entries, Views, or Searches, in or for Payment of Money lent, or the Interest thereof as aforesaid, by any of his Majesty's Officers or Officers, their Clerks or Deputies; or Pay or Payment of Treble Damages to the Party griev'd, by the Party offending, with full Costs of Suit, or if the Officer himself take or demand any such Fee or Reward, then to lose his Place also; and if any undue Preference of one before another shall be made either in Point of Registry or Payment, contrary to the true Meaning of this Act, by any such Officer or Officers, then the Party offending shall be liable by Action of Debt, or on the Cause, to pay the Value of the Debt, with full Costs of Suit to the Party griev'd, and shall be forjudged of his Place or Office; and if any such Preference be unduly made by any of his Deputy or Clerk, without Direction or Privilege of his Matter, then such Deputy or Clerk only shall be liable to such Action, Debt, Damages, and Costs, and shall be for ever incapacable of his Office or Place; and in Case the Auditor of the Receipt shall not direct the said Orders of Loan, or the Clerk of the Pells record, or the Teller make Payment upon such Orders, according to each Person's due Place and Order, as before directed; then he or they shall be adjudged to forfeit, and the respective Surpluses and Clerks, therein offending, to be liable to such Action, Debt, Damages and Costs, in such Manner as aforesaid: All which said Penalties, Forfeitures, Damages and Costs, to be incurred by any of the Officers of the Exchequer, or any their Deputies or Clerks, shall and may be recovered by Action of Debt, Bill, Plaint, or Information, in any of his Majesty's Courts of Record at Westminster; wherein so Election, Protection, Privilege, Wager of Law, Injunction, or Order of Restraint, shall be in any wise granted or allowed.

V. Provided always, and it is declared, That if it shall happen that several Tallies of Loan, or Orders for Payment as aforesaid, bear Date or be brought the same Day to the Auditor of the Receipt to be registered, then it shall be interpreted no undue Preference, which of thebe entered first, so as he enters them all the same Day.

VI. Provided also, That it shall not be interpreted any undue Preference, to incur any Penalty in point of Payment, if the Auditor direct, and the Clerk of the Pells record, and the Teller do pay subsequent Orders to Persons that come and demand their Monies, and bring their Orders, before other Persons that did not come to take their Monies, and bring their Orders in Course; so as there be so much Money reserved as will satisfy precedent Orders; which shall not be otherwise disposed of, but kept for them; Interest upon Loan being to cease from the Time the Money is so reserved and kept in Bank for them.

VII. And be it further enacted, That all and every Person and Persons to whom any Money shall be due, for Loans to be registered by virtue of this Act, after Order entered in the Book of Register as aforesaid, his, her or their Executors, Administrators, or Assigns, by proper Words of Assignment to be indorsed and written upon his, her or their Order may assign and transfer his, her or their Right, Title, Interest and Benefit of such Order to any other; which being notified in the Office of the Auditor of the Receipt aforesaid, and an Entry or Memorial thereof also made in the Book of Register aforesaid for Orders (which the Officers shall upon Request, without Fee or Charge, accordingly
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accordingly make) shall intitle such Assignee, his, her, or their Executors, Administrators, Successors, and Assigns, to the Benefit thereof, and Payment thereon; and such Assignee may, in like Manner, assign again, and to further Assignees; and afterwards it shall not be in the Power of such Person or Persons who have or hath made such Assignment, to make void, release or discharge the same, or any Monies thereby due, or any Part thereof.

VIII. And to the end there may be no Want or Failure of a certain Sum, not to exceed in the whole the said Sum of one million nine thousand two hundred seventeen Pounds two Shillings and eight Pence Halfpenny, to be raised either by such Loans as aforesaid, or by issuing Exchequer Bills as is herein after mentioned, or by both or either of those Ways or Means, for the Publick Service; Be it further enacted by the Authority aforesaid, That in Case the Commissioners of his Majesty's Treasury, or any three or more of them now being, or the High Treasurer, or any three or more of the Commissioners of the Treasury for the Time being, shall judge it more advisable to raise the said Sum of one million nine thousand two hundred seventeen Pounds two Shillings and eight Pence Halfpenny, or any Part thereof, by Exchequer Bills, instead of such Loans as aforesaid, that then they respectively are hereby authorized and chargable upon, and shall be, at any Time or Times, to prepare and make, or cause to be prepared and made, at the Exchequer, any Number of new Exchequer Bills, for any Sum or Sums of Money not exceeding in the whole the said Sum of one million nine thousand two hundred seventeen Pounds two Shillings and eight Pence Halfpenny, together with such Loans aforesaid, in the Manner or Form, or Order, and according to the Manner or Rules and Directions, as in and by a certain Act of this present Session of Parliament, intituled, An Act for granting an Aid to his Majesty by a Land Tax, to be raised in Great Britain for the Service of the Year one thousand seven hundred and forty-two, are enacted and prescribed, concerning the Exchequer Bills to be made in pursuance of this Act.

Clauses &c. in the said Aid relating to Exchequer Bills, extended to those to be made in pursuance of this Act.

X. And be it enacted by the Authority aforesaid, That all and every theClauses, Provisions, Powers, Privileges, Advantages, Penalties, Forfeitures, and Disabilities, contained in the said last mentioned Act, relating to the Loans or Exchequer Bills, authorized to be made by the said Act (except such Clauses as do charge the same on the Taxes granted by the said Act, and except such Clauses as limit the Rate of Interest to be paid for the Forbearance of Money lent on the Credit of the said Act) shall be applied and extended to the Exchequer Bills to be paid in pursuance of this Act, as fully and effectually to all Intents and Purposes as if the said Exchequer Bills had been originally authorized by the said last-mentioned Act, or as if the said Several Clauses or Provisions had been particularly repeated and re-enacted in the Body of this present Act.

XI. And be it declared and further enacted by the Authority aforesaid, That the said Bills, Interest, Premiums and Charges, charged upon and payable out of the Sinking Fund, shall be lawful for the Governor and Company of the Bank of England to advance or lead to his Majesty in like Manner at the Receipt of the Exchequer, upon the Credit of Loan granted by this Act, any Sum or Sums of Money, not exceeding in the whole the said Sum of one million nine thousand two hundred seventeen Pounds two Shillings and eight Pence Halfpenny; and any thing in an Act made in the fifth and sixth Years of the Reign of King William and Queen Mary, intituled, An Act for granting to their Majesties several Rates and Duties upon Tonnage of Ships and Vessels, and upon Beer, Ale, and other Liquors, for securing certain Recompences and Advantages in the said Act mentioned, to such Persons as shall voluntarily advance the Sum of one million five hundred thousand Pounds, towards carrying on the War against France, to the contrary thereof in any wise notwithstanding.

XII. And whereas the Commons of Great Britain in Parliament assembled did, in the last Session of Parliament, unanimously by an humble Address to his Majesty, humbly beseech his Majesty, that he might be graciously pleased to confer some signal Mark of his Royal Favour upon the Right Honourable Arthur Onslow Esquire, then Speaker of the House of Commons, for his great and eminent Services performed to his Country, for the Space of thirty-three Years and upwards, during which he had with such distinguished Ability and Integrity presided in the Chair of that House, and affurred his Majesty that whatever Expence his Majesty should think proper to be incurred on that Account, the said House would make good the same to his Majesty: And whereas his Majesty, in his Answer to the said Address, was graciously pleased to declare, That he had the judicious Sense of the long Services and great Merit of Mr. Onslow, and that his Majesty had already taken the same into his Consideration, and that he would do therein what should appear to his Majesty to be most proper, agreeably to the Desire of his faithful Commons: And whereas by Vol. VIII. Letters
Letters Patent under the Great Seal of Great Britain, bearing Date the twentieth Day of April in the first Year of his Majesty's Reign, his Majesty, in gracious Compliance with the Demand of the House of Commons, expressed in the said Address, did give and grant unto the said Arthur Onslow, in Consideration of his great and eminent Services performed to his County as aforesaid, and as a Signal Mark of his Majesty's Royal Favour, an Annuity or yearly Sum of three thousand Pounds, to be issuing and payable out of, and charged and chargeable upon, the respective Monies and Revenues therein after mentioned, to be held, received and enjoyed by the said Arthur Onslow, his Executors, Administrators or Assigns, for and during the natural Lives of him the said Arthur Onslow, and of his Son George Onslow Esquire, and for and during the natural Life of the longer Living of them; and to direct that the said Annuity, or yearly Sum of three thousand Pounds, for so long Time as his Majesty should continue in Life, should be charged upon, and paid out of any Monies, which from Time to Time, should be in the Receipt of the Exchequer, applicable to the Uses of his Majesty's Civil Government, and that the said Annuity or yearly Sum should commence from the Day of the Date of the said Letters Patent: And whereas by virtue and in pursuance of the said Letters Patent, several Payments have been made out of the Monies before aforesaid, to the said Arthur Onslow, amounting in the whole to the Sum of two thousand one hundred and thirty-four Pounds twelve Shillings and three Pence Halfpenny: And whereas his Majesty has been graciously pleased to signify to his Parliament, that it not having been in his Majesty's Power to extend the Effect of the said Grant beyond the Term of his own Life, his Majesty recommends it to his Parliament to confer of a proper Method of extending and securing the same in the most effectual Manner, for the Benefit of the said Arthur Onslow: Now we, your Majesty's most dutiful and loyal Subjects, the Commons of Great Britain in this present Parliament assembled, being desirous to make good to your Majesty such Expenditures as have been, and to provide for such as might be, incurred by your Majesty in consequence of the said Grant, and to settle and secure, in the most beneficial Manner, for the Use of the said Arthur Onslow, the yearly Sum of three thousand Pounds, for and during the Term herein after mentioned, agreeably to your Majesty's most gracious Intentions, and as a Testimony of the grateful and affectionate Remembrance which your Majesty's faithful Commons retain of the long continued and eminent Services of the said Arthur Onslow, do therefore most humbly beseech your Majesty, that it may be enacted; And be it enacted by the Authority aforesaid, That the Sum of two thousand one hundred thirty-four Pounds twelve Shillings and three Pence Halfpenny, shall and may be issued and paid from and out of the Duties and Revenues which compose the Fund, commonly called The Aggregate Fund, and be applied in making good the like Sum paid as aforesaid to the said Arthur Onslow on account of the said Annuity or yearly Sum; and the said Money to be issued and paid out of the Aggregate Fund, shall be added to, and made Part of, the Monies applicable to the Uses of his Majesty's Civil Government, and shall and may be issued and applied for such Uses accordingly. XIII. And be it further enacted by the Authority aforesaid, That in lieu of the said Annuity or yearly Sum of three thousand Pounds by the said Letters Patent, bearing Date the twentieth Day of April in the first Year of his Majesty's Reign, granted to the said Arthur Onslow Esquire, his Executors, Administrators or Assigns, and payable as aforesaid, the said Arthur Onslow, his Executors, Administrators and Assigns, shall have, receive and enjoy at the Receipt of the Exchequer, and during the natural Lives of him the said Arthur Onslow and of George Onslow Esquire, his Son, and for and during the natural Life of the longer Living of them, one Annuity or yearly Rent or Sum of three thousand Pounds of lawful Monies of Great Britain, out of the Duties and Revenues which compose the said Fund commonly called The Aggregate Fund, and every or any of them (after paying or referring sufficient to pay all such Sum and Sums of Money as have been directed by the former Act or Acts of Parliament to be paid out of the same, but with Preference to all other Payments which shall or may hereafter be charged upon, or payable out of the said Aggregate Fund); which said Annuity or yearly Rent, or Sum of three thousand Pounds, shall commence from the first Day of January one thousand seven hundred and sixty-two, and shall be paid and payable quarterly to the said Arthur Onslow, his Executors, Administrators and Assigns, at the four most usual Days of Payment in the Year; that is to say, The fifth Day of April, the fifth Day of July, the tenth Day of October, and the fifth Day of January, by even and equal Portions; the first quarterly Payment thereof to become due and payable on the first Day of April in the Year of our Lord one thousand seven hundred and sixty-two; and that the Annuity or yearly Sum granted by the said Letters Patent shall cease and determine, from and after the fifth Day of January in the Year of our Lord one thousand seven hundred and sixty-five. XIV. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Commissioners of his Majesty's Treasury now being, and the High Treasurer and Under Treasurer of the Exchequer, and Commissioners of the Treasury for the Time being, and they are hereby authorized, impowered and required, by Warrant under their Hands, to direct the Auditor of the Receipt of the Exchequer now and for the Time being, to make forth and pass Debentures, from Time to Time, for paying the said Annuity, or yearly Rent or Sum of three thousand Pounds, as the same shall, from Time to Time, become due and payable, without any Fees or Charges to be demanded or taken for paying the same, or any Part thereof; which said Warrant, and the Debentures to be made forth and passeth thereupon, shall be sufficient Authority to the several and respective Officers of the Receipt of the Exchequer now and for the Time being, for the Payment of the said Annuity, or yearly Rent or Sum of three thousand Pounds to the said Arthur Onslow, his Executors,