

Drains, and shall charge the same on the Lands and Grounds to be respectively benefited thereby, and shall also charge the Expence of repairing the said Banks called *The South Eau Bank* and *Queen's Bank*, upon such of the Lands hereby directed to be drained, as were liable to the Repairs of the same before the passing of this Act.

*Commissioners may remove Obstructions.*

XXXVI. And be it further enacted, That the respective Officers for the Time being, herein directed to be appointed by the said Commissioners and Trustees respectively, shall have full Power, and they are hereby respectively authorized and empowered to remove, or cause to be removed, all Impediments, Annoyances, and Obstructions whatsoever, from Time to Time, as well in or near the said *Lord's Drain*, and the said Main Cut or Drain, as the said interior Cuts, Drains, and other Works, or which shall damage or prejudice the same.

*Proprietors of other Lands may have Benefit of Drainage on Petition to the Commissioners.*

XXXVII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and required on the Petition in Writing, signed by the Proprietors of Two Third Parts in Value of certain Lands lying on the West side of the River *Welland*, between *Hawthorn Bank* on the South, and the *Westload* on the West; and also, of the Lands in any One or more of the several Parishes and Hamlets aforesaid (not included in the Limits and Boundaries of the Lands herein-before described,) to take, comprize, and include such Lands within the said Drainage, upon the several and respective Proprietors thereof agreeing to pay such Sum or Sums of Money, and to conform to such Regulations, Gauges, and Restrictions, as the said Commissioners shall adjudge and award just and reasonable, to be paid either in Gross, or Annually, or both, and to be conformed to respectively, and so as such Petition be presented to the said Commissioners at One of their Meetings, to be held in pursuance of this Act, on or before the Twenty-ninth Day of *September* One thousand seven

hundred and ninety-three; and on such Agreement being so made, such Proprietors shall have the Benefit of the said *Lord's Drain*, and Main Cut or Drain, and other Works so directed to be made as aforesaid, in common with the other Proprietors of Lands, within the Limits and Boundaries of Dands herein-before described, subject to such Regulations, Gauges, and Restrictions aforesaid, and such Sum or Sums of Money as shall be so adjudged and agreed to be paid, shall be received, and in Default of Payment thereof recovered, in the same Manner, and by the like Ways and Means, as the Taxes herein-before mentioned are respectively directed to be received and recovered, in respect to the Lands within the Limits and Boundaries aforesaid, and the Tenants of the Lands and Grounds so taken into the said Drainage, on Petition as aforesaid, shall be liable to the same Increase of Rent, in Case of Leases or Agreements for more than One Year, as the Tenants of the Lands and Grounds within the Limits and Boundaries before described, are herein made liable to, and that such of the Proprietors so petitioning and agreeing as aforesaid, being Tenants for Life, or otherwise, standing in the same Predicament with such Persons as are herein-before empowered to borrow Money, shall, together with the said Commissioners or Trustees, respectively, have the like Power of raising and borrowing Money, to defray such Sum or Sums as may be agreed to be paid (except such Annual Tax), and by the same Ways and Means, and subject to the like Powers, Conditions and Restrictions, as are herein-before mentioned; and such Lands and Grounds as may be admitted to the Benefit of Drainage by this Act on Petition as aforesaid, and the Owners thereof, and all Works of Drainage already erected, or to be erected thereon, shall, from and after such Admission, be and continue for ever afterwards subject to the Order, Controul and Jurisdiction of the said Commissioners and Trustees, and their Successors, and shall for ever afterwards be totally exempted from the Authority of the Court of Sewers, as fully as the Lands within the Limits and Boundaries mentioned in this Act, are hereby made subject to the Orders Controul, and Jurisdiction of the said Trustees, and exempted, from the Authority of the Court of Sewers as aforesaid.



*Commissioners to erect Engines.*

XXXVIII. And be it further enacted, That the said Commissioners shall, and they are hereby required, out of the general Assessment or Tax herein directed to be by them assessed and taxed, to erect or cause to be erected One or more Water Engine or Water Engines, of such Size and Dimensions as they shall think proper within either of the said Parishes of *Sutton St. Mary* or *Tyd Saint Mary*, in the said County of *Lincoln*, for throwing Water out of that Part of the said Main Cut or Drain, which is South of the *Old Roman Bank*, into that Part of the said Main Cut or Drain which is North of the same *Roman Bank*, and for that Purpose to make such Cuts in either of the said Parishes of *Sutton Saint Mary*, or *Tyd Saint Mary*, as to the said Commissioners shall seem fit and expedient: Provided always, That the Water Wheels of none of the said Water Engines shall throw against a greater Head than Eight Feet of Water in the said Main Cut or Drain, the same to be gauged from the Bottom of that Part of the said Main Cut or Drain, which is North of and immediately contiguous to the said *Roman Bank*, and that the said Commissioners shall erect, or cause to be erected, Pointing Doors in the said Main Cut or Drain, for the Purpose of preventing the Water to be thrown by the said Engines, from reflowing into that Part of the said Main Cut or Drain which is South of the said *Roman Bank*.

*Commissioners may erect Engines for throwing Water out of Part of the Lord's Drain.*

XXXIX. And be it further enacted, That the said Commissioners shall and may, and they are hereby empowered, out of the Assessment or Tax herein directed to be by them assessed and taxed on such of the Lands in *South Holland*, as will be benefited by dispossessing the said Adventurers or Undertakers of their Right and Interest in the said *Lord's Drain*, to erect, or cause, to be erected, One or more Water Engine or Water Engines, of such Size and Dimensions as they shall think proper for throwing Water out of that Part of the said *Lord's Drain* which is South of the *Old Roman*

*Bank*, into that Part of the said *Lord's Drain* which is North of the same *Roman Bank*, and for that Purpose to make such Cut or Cuts adjoining to the said *Lord's Drain*, as to the said Commissioners shall seem fit and expedient: Provided always, That the Water Wheels of none of the last mentioned Water Engines shall throw against a greater Head than will raise the Surface of the Water in the said *Lord's Drain* to the same horizontal Level as is herein provided for, in respect to the said Water Engines to be erected at or near the said Main Cut or Drain as before mentioned, and that the said Commissioners shall erect, or cause to be erected, pointing Doors in the said *Lord's Drain*, for the Purpose of preventing the Water to be thrown by the last mentioned Engines from reflowing into that Part of the said *Lord's Drain* which is South of the said *Roman Bank*.

*Commissioners to cause a Guage to be affixed on the pointing Doors.*

XL. And be it further enacted, That the said Commissioners shall cause a Gauge to be affixed on the above mentioned pointing Doors, to denote the Height against which the said Water Engines may at all Times throw Water, and that it shall be lawful for any one of the said Trustees, and he is hereby empowered to order all or any of the said Water Engines to be stopped or set down, whenever the Surface of the Water in either of the said Drains shall be higher than the said respective Guages, and in case the said Superintendant, or the Person or Persons employed to look after the said Water Engines, shall neglect or refuse to obey the Order of the said Trustee, or shall work the said Engines so as to raise the Water higher than the said Guage, such Superintendant, or Person or Persons so refusing, shall forfeit and pay the Sum of Ten Pounds for every such Offence, and all and every Justices and Justice of the Peace for the said Parts of *Holland* are and is hereby required to take Cognizance of the Premises, and to make such Order as to them shall seem fit and expedient for forcing a Compliance with this Act.

*Compensation, &c.*

XLI. And be it further enacted, That the said Commis-



sioners shall, out of the general Assessment or Tax herein directed to be laid by them, pay unto the Proprietors of Estates in the District of Land called *Turpitts* and *Bellsmere*, or their Tenants, such Sum or Sums of Money as shall, in the Opinion of the said Commissioners, be a reasonable Satisfaction to the said Proprietors, or their Tenants, for their several Rights and Interests in the Works of Drainage already erected on the said District of Land called *Turpitts* and *Bellsmere*.

*Commissioners' Award.*

XLII. And be it further enacted, That the said Commissioners, as soon as conveniently may be after they have completed the said Main Cut or Drain, and other Works directed by them to be made and done by this Act, and the Assessment, Tax, or Charge herein directed to be made, form and draw up, or cause to be formed and drawn up, an Award or Instrument in Writing, which shall express and specify the Quantity in Statute Measure, of Acres, Roods, and Perches, of the Lands and Grounds benefited by dispossessing the said Adventurers of their Right and Interest in the said *Lord's Drain*, and also of the Lands and Grounds included, either in the Drainage by the said *Lord's Drain*, or by the said Main Cut or Drain, and the Quantity of Land belonging to each Proprietor therein, and the Names of the several and respective Tenants thereof, with a Description of the Situation and the Abuttals and Boundaries of the same, and the Quantity of Acres, Roods, and Perches in each of the said respective Parishes of *Whaplode*, *Holbeck*, and *Fleet* aforesaid, being Commonable Lands, and also the Arrangement and Taxation of the Land so intended to be drained as aforesaid, and the Quota to be paid and borne by the several and respective Proprietors, and also the Quota to be borne by the respective Commons in the said several Parishes of *Whaplode*, *Holbeck*, and *Fleet*, and they, the said Commissioners, are hereby required to set down and express in their said Award, an Account of the Bridges, Drains, and other Works belonging to the said *Lord's Drain*, and also of the Engines, Bridges, Drains, and other Works which shall be built, made, and executed by the Commissioners in pursu-

ance of this Act, together with an Account of all and singular other the Banks, Drains, Sluices, Cloughs, Bridges, Tunnels, and other Works, which, by the said Act, shall be deemed to be vested in, and to be under the Controul, Authority, and Jurisdiction of the said Trustees, and Two Parts of the said Award or Instrument in Writing shall be signed and sealed by the said Commissioners, to each of which shall be annexed a Survey and Admeasurement of the Lands so directed to be made as aforesaid, and One Part of the said Award or Instrument, so to be engrossed or written, signed and sealed as aforesaid, shall, within the Space of Six Calendar Months next after such signing and sealing as aforesaid, be enrolled with the Clerk of the Peace for the Parts of *Holland*, in the said County of *Lincoln*, and a Copy of the Enrollment, attested by the said Clerk of the Peace, or his sufficient Deputy, shall, from Time to Time, be admitted in all Courts whatsoever as legal Evidence, which Copy the said Clerk of the Peace, or his Deputy, is hereby required to make and deliver to any Person or Persons whomsoever desiring the same, he, she, or they paying for such Copy after the Rate of Two-pence per Sheet, (reckoning Seventy-two Words to each Sheet), and every Person shall have Liberty to inspect and peruse the Enrollment of the said Award, paying for every such Inspection or Perusal One Shilling and no more; and that the same Award, and all Matters done by the said Commissioners in pursuance of this Act, shall be binding and conclusive unto and upon all Parties interested therein, and after the Enrollment of the said Award, One Part thereof shall be delivered by the said Commissioners to the said Trustees, at any of their Meetings to be held in pursuance of this Act, and the other Part thereof shall be lodged in the Town Chest belonging to the Parish of *Holbeck* aforesaid.

*Trustees appointed until the Execution of the Award.*

XLIII. And be it further enacted, That until the Execution of the said Award of the Commissioners, the most Noble *Webb* Duke of *Somerset*, the Right Honourable *John* Earl of *Buckinghamshire*, the Right Honourable *Frederick* Lord *Boston*, the Right Honourable *Sampson* Lord *Eardley* in the



Kingdom of *Ireland*, and every Lord or Lady of a Manor, Impropiator, Rector, or Vicar for the Time being, within the Boundary of the Lands hereby directed to be drained, whether the same are included in the Lands herein particularly described, or are taken into the said Drainage on Petition, as herein provided for; also every Lord or Lady of a Manor, Impropiator, Rector, or Vicar for the Time being, in such other Parishes through which the Main Cut or Drain, or any Part thereof, shall be made, the Senior Bursar of *Saint John's College* in the University of *Cambridge*, Sir *John Trollope* Baronet, Sir *Joseph Banks* Baronet, *Oglethorpe Wainman* M.D., *Joshua Scrope*, *Bartholomew Claypon*, *Thomas Seawell*, *Henry Boulton*, *Fairfax Johnson*, *Theophilus Buckworth*, *William Tatam*, *Samuel Greaves*, and *John Kelk*, Esquires, and their several and respective Successors and legal real Representatives for the Time being, shall be, and they are hereby appointed Trustees for the said Drainage, and all Works relating to the said Drainage are hereby vested in them, as Trustees for the Purposes of this Act: Provided always, That the Trustees appointed as above shall have Power to nominate and appoint respective Agents, under their several Hands, to act for them in the several Matters and Things herein impowered or required to be done by the said Trustees.

*Commissioners to account with Trustees.*

XLIV. And be it further enacted, That the said Commissioners shall, and they are hereby required to keep an Account in Writing of all Monies which they shall receive, or shall borrow, or assess on the respective Proprietors, for the purpose of carrying into Execution this Act, or lay out in or about the said intended Works, and of all and every other Expenditure relating thereto, and shall at all and every of the Meetings of the said Commissioners to be held in pursuance of this Act, permit the said Trustees herein-before appointed, or any Five or more of them, to inspect such Accounts with the Vouchers for any Money therein charged to have been paid by the said Commissioners; and the said Trustees, or any Five or more of them, are hereby authorized

and impowered, from Time to Time, to settle and sign such Accounts with the said Commissioners, and to receive of the said Commissioners such Sums of Money as may remain in the Hands of the said Commissioners, or their Treasurer or Treasurers, after the Execution of the said Works shall be completed by the said Commissioners, and to give Discharges for all such Sums of Money.

*Trustees after the Execution of the Award.*

XLV. And be it further enacted, That after the Execution of the said Works by the said Commissioners, and of the said Award by the said Commissioners, the Power of the said Commissioners, and of the Trustees herein-before appointed, shall cease, and be for ever extinguished; and that thenceforth, as well every Lord or Lady of a Manor, Rector, Impropiator, or Vicar for the time being, within the Boundary of the Lands hereby directed to be drained, whether the same are included in the Lands herein particularly described, or are taken into the said Drainage on Petition, as herein provided for, as every Lord or Lady of a Manor, Rector, or Vicar as aforesaid for the Time being, in such other Parishes through which the Main Cut or Drain, or any Part thereof, shall be made; and the Senior Bursar of *Saint John's College* for the Time being, and every Proprietor of One hundred Acres or more of Land charged by the said Commissioners towards the Works of the said Drainage, and also every Lessee under the Crown of One hundred Acres or more of Land so charged, shall be, and they are hereby severally appointed Trustees for the future Care and Management of the said Drainage, as hereinafter provided for: Provided always, That it shall be lawful for every Lord or Lady of a Manor, Rector, or Vicar for the Time being, and also for the said Bursar, and for every Owner of Three hundred Acres of Land, so charged by the said Commissioners as aforesaid, by Writing under his or her Hand, from Time to Time, and for such Time as he or she shall think fit, to appoint an Agent or Deputy to act in his or her Absence, as a Trustee for the said Drainage, such Agent or Deputy not being a Trustee in his own Right.



*Appointment of Superintendant.*

XLVI. And be it further enacted, That the said Trustees last appointed, or their Successors, or such of them as shall think proper to meet, or such of their Agents as shall have been appointed in Writing in that Behalf, shall annually meet on the Second *Monday* after the Fourth Day of *May*, in every Year, at the *Chequer Inn* in *Holbeck* aforesaid, or such other Place as the said Trustees shall think proper; and the Majority of the said Trustees, or of such Agents as aforesaid, at such Annual Meeting, shall then and there, by Writing under their Hands, appoint some fit and proper Person to be Superintendant of the said Cut or Drain, and other Works, with such Salary as they shall think proper, which Salary shall be mentioned in such Appointment;

*After Execution of the Award, Drains and other Works vested in Trustees.*

And after the said *Lord's Drain*, Main Cut or Drain, Engines, Cloughs, Sluices, Bridges, and other Works hereinbefore provided for, shall be Perfected by Order of the said Commissioners, and they shall have made their Award as herein-before directed, the said Drain called *Lord's Drain*, and the said Main Cut or Drain; also all the Engines, Sluices, Bridges, Banks, Headings, and other Works, together with all Interior Drains, Sluices, Cloughs, Tunnels, and Works of Drainage of the Low Lands, lying within the Limits and Boundaries aforesaid, or within any other Angle or Angles of Land which shall be taken into the said Drainage on Petition, as herein provided for, shall be, and the same are hereby for ever vested in the said last mentioned Trustees for the Time being, as a Corporation in perpetual Succession, in Trust for the Purposes of this Act; and as well the said Main Cut or Drain directed to be made as aforesaid, as the said *Lord's Drain*, and the said Engines, Sluices, Bridges, Banks, Headings, and other Works, and also the said Interior Drains, Sluices, Cloughs, Tunnels, and Works of Drainage, so vested as aforesaid, shall, from Time to Time, be under the Inspection and Care of, and as often as neces-

sary shall be amended, repaired, and kept in good Condition by the said Superintendant for the Time being;

*Annual Tax One Shilling per Acre.*

And the said Lands and Grounds before described, and all and any other Lands and Grounds that shall be included in the said Drainage on Petition, as herein provided for, shall be chargeable by a Majority of the said Trustees, including such Agents as aforesaid, who shall be present at their Annual Meeting, from Time to Time, with such equal Tax or Rate as they shall think proper, not exceeding the Sum of One Shilling per Acre, in any One Year, for every Acre of the said Land, comprized or to be comprized within the said Drainage and Improvement, including the Lands draining by the *Lord's Drain*, which said Tax or Rate shall be payable to the said Superintendant, on or before the First Day of *June* in every Year, and shall be applied by the said Superintendant in retaining to himself the said Salary, and in the Maintenance, repairing, and supporting of the said *Lord's Drain*, and the said Main Cut or Drain therein directed to be made, and the Forelands thereof; and also, such interior Drains, Engines, Cloughs, Sluices, Bridges, and other Works, as shall be mentioned in the said Award, or shall from Time to Time (except in Cases of Emergency, in which the said Superintendant is hereby authorized to use his own discretion) be ordered and directed to be done by a Majority of the said Trustees, who shall be present at any of their Annual Meetings to be held in pursuance of this Act, and the Surplus (if any) shall be paid over by him, upon his going out of Office, to his Successor.

*Officers to give Security.*

XLVII. And be it further enacted, That no Person shall be capable of acting in the Capacity of Superintendant of the said Works, until he shall have given Security to the said Trustees, or to any Five or more of them, with sufficient Sureties, for the Payment of such Sum of Money as to the said Trustees appointing the said Superintendant shall seem fit and reasonable, the same to be conditioned for the due Performance of the said Office of Superintendant; and also



for duly accounting for and applying all Sums of Money which shall come to his Hands by virtue of such Office; and that in case any such Superintendant shall be continued for more than One Year, the said Security shall be renewed, or a fresh One shall be taken, (except in case the said Superintendant shall be continued for more than One Year at a Time, by reason of the Non-attendance of the said Trustees to elect a new Superintendant, in which Case the Person or Persons who shall be Surety or Sureties for the said Superintendant on his Appointment, shall continue liable according to the Tenor of the Condition of their Bond or Security), until a Meeting shall be had to discharge the said Superintendant, or until he shall be otherwise discharged at his own Desire, in Manner after-mentioned.

*Trustees to appoint Clerk and other Officers.*

XLVIII. And be it further enacted, That the Trustees so last appointed, or their Successors, or the major Part of such of them as shall be present at any Annual Meeting, shall have the like Power and Authority as is herein-before given to the said Commissioners to appoint a Treasurer or Treasurers, Clerk or Clerks, or any other Officer or Officers, with such Salary or Salaries, except to the said Treasurer, as they shall think proper, taking such Security from the said Treasurer as is herein-before directed to be taken by the said Commissioners of the Treasurer to be by them appointed.

*Trustees to settle the Officers' Accounts, who may remove them.*

XLIX. And be it further enacted, That the said Trustees, including such Agents as aforesaid, or the major Part of such of them as shall by themselves or their Agents attend the said Annual Meeting, shall settle the Accounts of the said Treasurer and Superintendant to be by them from Time to Time appointed; and any Twelve or more of the said Trustees shall be, and they are hereby empowered, at any Time, to remove the said Treasurer or Superintendant at their Pleasure, and to settle and allow their several Accounts at the Time of their said Removal, and to appoint others in their Places and Steads, in case from Negligence or Miscon-

duct it shall become necessary in the Opinion of such Twelve of the said Trustees, or in case the said Treasurer or Superintendant shall happen to die; and the said Trustees, or any One or more of them, are and is hereby authorized and empowered to administer such Oath or Oaths, Affirmation or Affirmations, to the said Treasurer and Superintendant touching the said Accounts, when he shall attend to pass the same, in order to the verifying thereof, as the said Trustees, or any One or more of them, shall think proper; and the Surety or Sureties herein-before directed to be taken shall not be discharged from Responsibility until the said Treasurer and Superintendant shall have been duly discharged from their respective Offices, and have passed their several Accounts.

*What shall be done in case Trustees do not meet to appoint Superintendant.*

L. And be it further enacted, That in case it shall happen that the said Trustees shall neglect to meet, by themselves or their Agents, for the Purpose of electing a new Superintendant by virtue of this Act, then, and in such Case, the Superintendant who shall have been elected and appointed at the next preceding Meeting, shall continue in his Office of Superintendant until the next annual Day of Meeting appointed by this Act for electing a Superintendant, under the same Salary as in his Appointment mentioned: Provided always, that in case the said Superintendant for the Time being shall be desirous of being discharged from his said Office, it shall be lawful for him to give Notice in Writing to the said Trustees, or any Ten or more of them, by leaving the same at their usual Places of Abode Three Months at least before the Time of quitting his said Office; and the said Superintendant for the Time being shall, at the End of the said Three Months, be from thenceforth discharged; but the Surety shall not be discharged from Responsibility until his Accounts shall be settled, and signed by Ten of the said Trustees.

*Annual Tax how to be levied.*

LI. And be it further enacted, That in case any Occupier



or Occupiers of Land to be annually rated and taxed by the Trustees herein appointed, shall refuse or neglect to pay the Rate or Tax charged upon him, her, or them respectively, within Forty Days next after the respective Times of Payment as aforesaid, (publick Notice thereof being given as aforesaid), it shall be lawful for the said Superintendant, Collector or Collectors for the Time being, or any other Person or Persons by virtue of any Warrant or Precept under the Hands and Seals of any Two of the said Trustees, (which Warrant or Precept such Trustees, or any Two of them, are hereby empowered and required to grant as occasion shall require), to levy the Sum so rated or taxed by Distress and Sale of the Goods and Chattels of such Person or Persons making Default as aforesaid, wherever the same shall be found; and also, of any Goods and Chattels that shall be found upon the said Lands and Premises so charged with any such Sum or Sums of Money, and the Goods and Chattels so distrained shall be kept for Five Days, at the Costs and Charges of the Owner or Owners, Occupier or Occupiers, leaving Notice in Writing of the Cause of such Distress and Sale, at his, her, or their Dwelling House, or on some conspicuous Part of the said Lands and Grounds; and if the said respective Occupier or Occupiers do not pay the several Sums of Money so assessed or rated within the space of Five Days, that then the said Goods and Chattels so Distrained shall be Appraised by Two or more of the Inhabitants of the Parish, Township, or Place where the same shall be taken, or by other sufficient Persons, in order to be sold by the said Superintendant, Collector or Collectors, who is and are hereby authorized to sell the same for Payment of the said Money so assessed and rated, and the Overplus arising by such Sale (if any be), after deducting the said respective Sums so rated or assessed, and the Charges of taking, keeping, appraising, and selling the said Goods and Chattels, shall be returned to such respective Occupiers on Demand;

*Tenants to pay Taxes, and deduct the same out of their Rent.*

And the several and respective Tenants of the said Lands and Grounds so directed to be drained and improved as aforesaid, which shall be rated or assessed by virtue of this Act, are

hereby required and authorized to pay such several Sums of Money as shall be so rated and assessed upon such Lands and Grounds respectively, and to deduct the same out of his, her, and their Rent; and every Tenant or Tenants who shall make such Payments, shall be acquitted and discharged of so much Money as the said Assessment or Rate shall amount unto, as if the same had been actually paid unto the Person or Persons to whom his, her, or their Rent was due or payable: Provided always, That in case any Tenant shall hold any Lands so to be annually taxed, by virtue of, or under any Lease or Agreement for more than One Year, then such Annual Tax shall be paid by the Tenants of the said Lands, without any Power of setting the same off against the Landlord; any Thing herein contained to the contrary thereof notwithstanding.

*Except under Beneficial Leases.*

LII. Provided always, and it is hereby enacted and declared, That no Lessee or Tenant of any Lands or Grounds chargeable with the said Rate or Tax, who shall hold the same by virtue of any Lease for which a Fine or Foregift has been paid, or by any other beneficial Lease whatsoever, shall be intitled to deduct the said Rate or Tax out of the Rent reserved and made payable by any such Lease to his or her Landlord or Landlords, but the said Rate or Tax shall be charged upon, borne and paid by the Lessee or Tenant so holding such Lands or Grounds under any such last mentioned Lease; any Thing herein-before contained to the contrary thereof notwithstanding.

*Method of recovering the Assessment of Land untenanted.*

LIII. Provided also, and be it further enacted, That in case any of the said Lands and Grounds, lying in the several Towns and Hamlets aforesaid, shall at any Time hereafter be untenanted or unoccupied, so that no sufficient Distress can be found whereon to levy the said Annual Taxes or Assessments, then the Lands and Grounds charged with such Annual Taxes and Assessments shall remain a Security for Payment thereof, and after Default of Payment for Forty Days, the said Superintendant is hereby authorized and empowered



to let the said Lands and Premises, from Year to Year, at the best Rent that can be got for the same, and to take the Rents and Profits thereof, until the said Annual Taxes and Assessments, and all Arrears thereof, and all Expences occasioned by the Nonpayment thereof, shall be fully satisfied and paid, and the Residue (if any) shall be paid into the Hands of the Treasurer or Clerk of the said Trustees, and shall be by him paid to the Owner or Owners of such Lands, or his, her, or their Agent or Agents, when demanded.

*The first Meeting of the Trustees.*

LIV. And be it further enacted by the Authority aforesaid, That, from and after the Execution of the Award of the said Commissioners, the said Trustees last appointed shall meet together at the *Chequer Inn*, in *Holbeck* aforesaid, on the Second *Monday* after the Fourth Day of *May* then next following, and proceed to the further Execution of this Act, and shall and may adjourn themselves from Time to Time, and meet at the same, or any other Place, as often as the said Trustees, or the Majority of them present, shall think proper; and if at any Meeting appointed to be held by virtue of this Act, there shall not appear Five Trustees to act and to adjourn to another Day, or in case the Trustees shall omit or neglect to adjourn themselves, that then, or in either of the said Cases, their Clerk or Clerks shall, by Notice in Writing to be affixed on the Church Doors of the several Parishes within the Purview of this Act, at least Ten Days before the next Meeting, appoint the Trustees to meet at the same Place where the last Meeting was appointed to be held, on that Day Fortnight after the Day on which such last Meeting was appointed; and the said Trustees, at their Meetings, shall bear and pay their own Expences.

*All Orders to be at Meetings.*

LV. Provided always, That no Adjournment of the said Trustees shall be made for a longer Time than Two Months, and that all Orders and Determinations of the said Trustees, in Execution of this Act, shall be made at Meetings to be held in pursuance of this Act, and not otherwise; and that no such Orders or Determinations shall be made, unless the

Majority of the Trustees present at a Meeting shall concur therein; nor shall any such Order or Determination be revoked or altered at any subsequent Meeting unless Twelve Trustees shall be present, nor unless the Person or Persons applying to revoke or alter any such Order, shall give Notice thereof in Writing to the Clerk of the said Trustees, to be by him affixed on the Church Doors of the several Parishes within the Purview of this Act, at least Ten Days previous to any Meeting to be held for such Purpose;

*Trustees not to hold Places of Profit, but may act as Justices.*

Nor shall any Trustee be capable of acting in the Execution of any of the Powers hereby granted, during the Time he shall hold any Place of Profit under this Act; but all such Trustees, who are Justices of the Peace, may act as Justices in the Execution of the Powers and Authorities hereby given to any Justice or Justices of the Peace, notwithstanding their being Trustees, except only in such Cases where they shall be personally interested.

*Method of Adjournment.*

LVI. Provided always, and be it further enacted, That Three Trustees shall be sufficient for the Purpose of Adjournment, and if it shall at any Time happen that a sufficient Number of Trustees shall not appear at the Time and Place appointed for any of their Meetings, or that the Clerk or Clerks to the said Trustees shall refuse or neglect to give Notice, or shall by any Means be prevented from giving Notice as aforesaid, it shall be lawful for any Three or more of the said Trustees, at any Time or Times, the Space of Seven Days having first intervened, to appoint the said Trustees to meet at some House in or near the Parishes within the Purview of this Act, upon that Day Fortnight after the Date of such Notice, which said Notice shall be in Writing, and shall be affixed on the several Church Doors of the said Parishes within the Purview of this Act, and the same shall be deemed and taken to be sufficient Notice for any such Meeting.