

certain Lands therein particularly described, and such other Lands as should by virtue of the Provisions of the said Act be included within its Operation, on Petition of the Proprietors thereof; and in order to defray the Expences of the said Works, and of executing the other Purposes of the said Act, the said Commissioners were thereby authorized and required to assess and tax, in the Manner and under the Restrictions therein mentioned, the Lands therein directed or authorized to be drained: And whereas under and by virtue of the Directions and Provisions in that Behalf contained in the said Act, certain Lands in *Spalding*, lying between the River *Welland* and the *Westlode*, and abutting upon *Hawthorne Bank*, and containing Two hundred and thirty Acres or thereabouts; and also certain other Lands in *Spalding*, lying East of the River *Welland*, and containing Three hundred and seventy Acres or thereabouts; and also certain Lands in *Moulton*, lying South of the *Old Roman Bank*, and containing Two thousand three hundred and sixty-six Acres or thereabouts, were, on the Petition of the Proprietors thereof, taken into and included within the Operation of the said Act: And whereas the King's most Excellent Majesty, in Right of His Crown, is Lord of the Manor of *Whaplode Abbatis*, and of the Manor of *Moulton Harrington*, and one Moiety of the Manor of *Moulton Dominorum*; and is also the Owner of several Lands in the said Parishes of *Weston*, *Moulton*, *Whaplode*, and *Holbeach*, of which several Manors and Lands the Right Honourable *Sampson Lord Eardley* is the Lessee of His Majesty for a Term of Years; and His said Majesty is also the Owner of several Lands in the said Parish of *Spalding*, including the Hamlet of *Combit*, and of other Lands in the Parish of *Weston* aforesaid, in the Tenure or Occupation of *Thomas Hall*; And whereas the said Commissioners, under the Authority of the said Act, made certain Drains, and executed certain other Works, and borrowed considerable Sums of Money on the Credit of the Taxes to be imposed by virtue of the said Act, and assessed and taxed the Lands comprised within the said Drainage with certain Sums of Money, some of which Sums were duly paid to the said Commissioners; but a considerable Number of the said Sums now remain unpaid, and no effectual

Power is given by the said Act to compel Payment thereof: And whereas the said Commissioners neglected or omitted to make Agreements for the Purchase of the Land which hath been cut or covered, or otherwise taken or used for the Purposes of the said Act, except in a few Instances; and the Proprietors of the Land so cut or covered, or otherwise taken or used, except in the Instances referred to, submitted to be deprived of the Possession thereof, without any Stipulation as to Price or other Terms of Purchase; but the said Commissioners fixed annual Rents to be paid for all and every the Pieces or Parcels of Lands so cut or covered, or otherwise taken or used by them for the Purposes aforesaid: And whereas the said Commissioners, out of the Monies borrowed by them, or received for Taxes, paid and discharged the Expences of obtaining the said Act, and a considerable Part of the Expences incurred by them in carrying the same into Execution: And whereas certain Sums of Money are still due in respect of carrying the said Act into Execution, and a considerable Sum remains due to some of the Persons who lent Money to the said Commissioners on the Credit of the Taxes, with an Arrear of Interest; and the Proprietors of the Lands so cut or covered, or otherwise taken or used as aforesaid, except in the Instances before referred to, claim to be paid the Arrears of the annual Rents so fixed by the said Commissioners in respect of such Lands, and also for the Fee Simple thereof; And whereas by reason of the Omission or Defect of the said Act as to Powers for compelling Payment of the Taxes, the Commissioners for many Years past have been unable to keep in Repair the Works of the said Drainage, or to make and execute the Award which by the said Act they were directed to make and execute, and the annual Tax thereby directed or authorized to be imposed after the Execution of the said Award, for the Maintenance of the Drains and other Works, could not therefore be raised, in consequence whereof such Drains and other Works are now in great Want of Repair and Amendment: And whereas by an Act of Parliament passed in the Thirty-fifth Year of the Reign of His present Majesty, [35 Geo. III. c. 166.] intituled *An Act to enable the Commissioners and Trustees for executing an Act passed in the Thirty-third Year of the Reign*



of His present Majesty, intituled *An Act for draining, preserving, and improving certain Lands, lying in the several Parishes of Spalding (including the Hamlets of Cowbit and Peakill), Weston, Moulton, Whaplode, Holbeach, Fleet, Gedney, Sutton Saint Mary, and Sutton Saint Nicholas otherwise Lutton, all in South Holland, in the County of Lincoln, to support and repair a certain Bank extending from Spalding High Bridge to Brother House in the said County, and to amend and repair the Road thereupon, and for compounding with the Creditors, under an Act passed in the Twelfth Year of His present Majesty's Reign, for making and keeping in Repair the said Road; a certain Bank extending from Spalding High Bridge to Brother House, being the Barrier Bank for defending South Holland from the Waters of the River Welland, was vested in the Trustees under the said first-mentioned Act, and made subject to the Jurisdiction, Power, and Controul of the Commissioners and Trustees of the same Act, and certain Tolls were thereby made payable to the said Commissioners until the Execution of their Award, and after the Execution thereof to the said Trustees for the Term therein mentioned, for maintaining and keeping in Repair the Turnpike Road upon the said Bank from Spalding High Bridge to Brother House aforesaid, and the Term for which the said Tolls were granted will expire with the present Session of Parliament; And whereas George Maxwell and Edward Hare, Two of the Three Commissioners named in and appointed by the said first-recited Act, and who acted as Commissioners under the Authority of the said Acts, lately departed this Life, and William Golding, who was elected in the Room of John Walker, the other Commissioner named in and appointed by the said first-recited Act, and after the Death of the said John Walker acted as Commissioner under the said Acts, hath taken no Step towards the Election of other Commissioners in the Places of the said George Maxwell and Edward Hare: And whereas the making of the Award by the said first-recited Act required to be made by the Commissioners, would be attended with a great Expence, and with very little Advantage to the Proprietors, and it is therefore desirable that the same should be dispensed with; and it is also*

desirable to authorize the raising (in addition to the Taxes which have been charged or assessed under the said first-recited Act, and remain unpaid as aforesaid) of a limited Tax, for Payment of the said several Claims and Demands on the said Drainage Concern, and to impose (in lieu of the annual Tax by the said first-recited Act authorized to be charged after the Execution of the Award) an immediate annual Tax for putting into and keeping in Repair the said Drains and Works, and to continue the Tolls payable in respect of the said Turnpike Road, with an Increase thereof, for a further Term, and to amend the said Acts in other Respects; but such Purposes cannot be accomplished without the Aid and Authority of Parliament:

*Repeal of the Powers vested by the Drainage Act in the Commissioners and in Trustees thereby appointed to act before Award.*

May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Powers and Authorities by the said recited Acts respectively given to or vested in the Commissioners under the same Acts respectively; and also all the Powers and Authorities by the said recited Acts respectively given to or vested in the Trustees by the same Acts respectively appointed and authorized to act previously to the Execution by the said Commissioners of their Award under the said first herein-before recited Act, shall from and after the passing of this Act respectively cease and be extinguished.

*Appointment of new Trustees.*

II. And be it further enacted, That every Proprietor for the Time being of Eighty Acres or more of Land, charged or to be charged towards the Works of the said Drainage, and also every Lessee for the Time being under the Crown of Eighty Acres or more of Land so charged, or to be charged as aforesaid, shall from Time to Time and for ever hereafter be and they are hereby appointed Trustees of the said Drainage, instead



of the Trustees by the said recited Acts or either of them appointed and authorized to act after the Execution of the said Award.

*Joint Tenants and Tenants in Common to be considered as one Proprietor : and Corporations to appoint the Trustees for their Estates.*

III. Provided always, That in every Case of Joint Tenancy, Tenancy in Common, and Tenancy in Coparcenary, the several Tenants shall be deemed and considered to be one Proprietor for the Purposes of this Act ; and that it shall be lawful for all and every Body and Bodies Politic, Corporate, or Collegiate, being Proprietors of Eighty Acres or more of Land so charged or to be charged as aforesaid, to appoint some one Person, either being or not being of their own Bodies or Body, to be the Trustee for the Purposes of this Act in respect of the Lands of all and every such Bodies and Body Politic, Corporate, or Collegiate respectively.

*The Bursar of St. John's College to be the Trustee for the College Estate.*

IV. Provided always, and be it further enacted, That the Bursar for the Time being of the College of *Saint John the Evangelist*, in the University of *Cambridge*, shall from Time to Time and for ever hereafter be and he is hereby constituted and appointed the Trustee of the said Drainage for and in respect of the Lands of the Master, Fellows, and Scholars of the said College of *Saint John the Evangelist*, in the University of *Cambridge*, charged or to be charged towards the Works of the said Drainage ; and as such Trustee he is hereby constituted and appointed one of the said Trustees of the *South Holland Drainage*, and as such Trustee he is hereby invested with and declared to have and enjoy the like Powers and Authorities as each of the other Trustees constituted or appointed in and by this Act.

*The Master of Sidney Sussex College to be Trustee for the Estate of the Four Colleges in Cambridge.*

V. Provided always, and be it further enacted, That the Master for the Time being of *Sidney Sussex College*, in the

University of *Cambridge*, shall from Time to Time and for ever hereafter be and he is hereby constituted and appointed the Trustee of the said Drainage for and in respect of the Lands commonly called the Lands of the Four Colleges ; namely, the Lands appropriated to the Support of Exhibitioners in *Sidney Sussex College*, *Clare Hall*, *Saint John's College*, and *Emanuel College*, all in the University of *Cambridge*, charged or to be charged towards the Works of the said Drainage ; and as such Trustee he is hereby constituted and appointed one of the said Trustees of the *South Holland Drainage*, and as such Trustee he is hereby invested with and declared to have and enjoy the like Powers and Authorities as each of the other Trustees constituted or appointed in and by this Act.

*Power to the Trustees to Act by Agent.*

VI. And be it further enacted, That it shall be lawful for every Trustee of the said Drainage, 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 under this Act, whether such Agent or Deputy be or be not a Trustee in his own Right.

*Trustees to have Votes for every 200 Acres beyond the first 80 Acres, but no one to have more than Four Votes, unless he has 1,180 Acres, and then to have Votes for every 500 Acres beyond 680, not exceeding Eight Votes in the whole.*

VII. And be it further enacted, That at all Meetings of the Trustees for the Purposes of this Act, the Elections to be made, and the Questions agitated, shall be determined by a Majority of Votes of the Trustees present by themselves or Agents ; and that every Trustee, who shall be a Proprietor or a Lessee of the Crown of Two hundred and eighty Acres or more of Land so charged or to be charged as aforesaid, or his or her Agent present at any such Meeting, shall have an Additional Vote for every Two hundred Acres above his or her first Eighty Acres, yet so that no such Proprietor or Lessee of the Crown, or his or her Agent present at any



such Meeting, shall have more than Four Votes in the whole; unless he or she shall be a Proprietor or Lessee of the Crown of One thousand one hundred and eighty Acres or more of Land, so charged or to be charged as aforesaid, in which Case he or she shall have an additional Vote for every Five hundred Acres above his or her first Six hundred and eighty Acres, yet so that no such Proprietor or Lessee of the Crown, or his or her Agent present at any such Meeting, shall have more than Eight Votes in the whole; and that in every Case of an Equality of Votes, including the Vote of the Chairman, the Chairman shall have the casting Vote:

*Proprietors and Lessees of the Crown to have Votes according to the aggregate Quantity.*

Provided always, that in every Case of a Trustee being a Proprietor, and also a Lessee of the Crown, of Land charged or to be charged as aforesaid, the Number of his or her Votes shall be regulated by the aggregate Number of Acres of Land held by him or her in both Characters.

*The Drains and Works vested in the new Trustees.*

VIII. And be it further enacted, That the Drain called the *Lord's Drain* mentioned in the said first-recited Act, and the main Cut or Drain which hath been made by the Commissioners under the same Act, and all the Engines, Sluices, Bridges, Banks, Headings, and other Works belonging to the same respectively, together with all interior Drains, Sluices, Cloughs, Tunnels, and other Works of Drainage of the Lands lying within the Limits and Boundaries of the Drainage directed to be made by the said first-recited Act, or within any Angle or District of Land which hath been taken into the said Drainage on Petition; and all other Cuts, Drains, and Works whatsoever, which have been made by the Commissioners under the said first-recited Act, and all other Lands cut or covered or otherwise taken or used by the Commissioners under the same Act; and also the said Barrier Bank and Turnpike Road from *Spalding High Bridge* to *Brother House* aforesaid, and all Works which have been erected for the Support of the said Barrier Bank, and all

other Works belonging thereto, shall immediately after the passing of this Act be vested in the Trustees under this Act.

*Maps, Surveys, and Documents vested in the new Trustees.*

IX. And be it further enacted, That all Maps, Surveys, Plans, Admeasurements, Reports, Statements, Accounts, Receipts, Vouchers, and other Documents, Evidences, and Writings, which have been made, taken, or executed under the Directions contained in the said recited Acts or either of them, or which in anywise relate to the said Drainage, Barrier Bank, and Turnpike Road, or any of them, shall immediately after the passing of this Act be vested in the Trustees under this Act; and shall, as soon as the Case will admit, be delivered over to the Committee Men to be appointed as herein-after is mentioned.

*Arrears of Taxes and all other Funds vested in the new Trustees.*

X. And be it further enacted, That all Arrears of Taxes and Assessments which have been made by the said Commissioners under the said recited Acts or either of them (including Taxes and Assessments made in respect of the Expences occasioned by the Purchase and Improvement of the *Lord's Drain*), and all Arrears of Bank Rents, Tolls in the Hands of Collectors and others, and all Balances in the Hands of the said *William Golding*, or of any of the Officers appointed by or acting under the Authority of the said Commissioners; and all other Monies which under the said recited Acts or either of them are vested in the Commissioners or Trustees under the same Acts, or are subject to their or any of their Disposition, shall immediately after the passing of this Act be vested in the Trustees under this Act.

*Trustees to meet every Year, and to appoint Five Committee Men at every Third Meeting.*

XI. And be it further enacted, That on the Twenty-second Day of August in this present Year, and on the Second



*Monday in May* in every succeeding Year, a Meeting of the Trustees under this Act, or their Agents, to be appointed as herein-before is mentioned, shall be held at the Town Hall in *Spalding*, in the County of *Lincoln*, or at such other Place as the Trustees under this Act shall think proper, and shall from Time to Time at any Meeting to be held under this Act appoint; and the said Trustees or their Agents, or such of them as shall attend, shall at the said Meeting to be held on the Twenty-second Day of *August* in this present Year, and at every Third Annual Meeting to be subsequently held as aforesaid, elect and appoint Five Persons (being Trustees under this Act) to be Committee Men for the Purposes of this Act from Election to Election.

*Trustees at their Annual Meetings to settle Accounts of Committee Men.*

XII. And be it further enacted, That at the Meeting to be held on the Second *Monday in May* next, and at every Annual Meeting to be subsequently held of the Trustees under this Act or their Agents, the Committee Men for the Time being shall produce an Account in Writing for the Year preceding, of the several Sums received and paid by them under or by virtue of any of the Provisions or Directions herein-after contained, and the Vouchers for the same Account; and that it shall be lawful for the Trustees then present, or their Agents, and they are hereby required to examine, settle, and allow the same Account, and that the Balance thereof shall be ascertained and certified by the Chairman of every such Annual Meeting.

*Notice of Annual Meetings to be published.*

XIII. And be it further enacted, That the said Committee Men for the Time being shall give Notice of every Annual Meeting of the Trustees to be held in pursuance of this Act, in the *Lincoln, Rutland, and Stamford Mercury*, or if that Newspaper shall not then be published, then in some other Newspaper or Newspapers circulating in the County of *Lincoln*, once a Week for Three successive Weeks immediately

previous to the Day of Meeting; in which Advertisement it shall be expressly stated, that the Accounts of the said Committee Men for the Year preceding will be then audited and settled.

*Trustees may meet oftener, on Three Weeks Notice by Three Trustees.*

XIV. And be it further enacted, That it shall be lawful for the said Trustees, or their Agents, to meet at any Time and Place, for any of the Purposes of this Act, after Notice of any such intended Meeting shall have been given by Three or more of them in the *Lincoln, Rutland, and Stamford Mercury*, or some other Newspaper or Newspapers circulating in the County of *Lincoln*, for Three successive Weeks immediately previous to the Day appointed for any such Meeting; at all which Meetings it shall be lawful for the said Trustees, by themselves or their Agents, and they are hereby authorized and empowered, to require the Production of the Accounts of the Committee Men for the Time being, and to examine the same in such and the same Manner and with such and the same Effect as by this Act they are authorized and required to do at their Annual Meetings.

*Power of appointing new Committee Men in case of Misbehaviour, Death, Refusal, or Incapacity.*

XV. And be it further enacted, That when and so often as any Committee Man or Committee Men shall, in the Judgment of the Trustees under this Act, or their Agents, misbehave himself or themselves in the Execution of this Act, or shall die, or refuse or in any way become incapable to act, during the Period for which he or they shall be elected, it shall be lawful for the Trustees under this Act, or their Agents, not being Committee Men, at any Meeting to be called in Manner herein-before directed, to remove or displace any Committee Man or Committee Men who shall so misbehave himself or themselves, and to nominate a Committee Man or Committee Men in the Place of him or them so removed or displaced, or dying, refusing, or becoming incapable to act; and that the Person or Persons so elected shall, during the then Residue of such Period, have the same



Powers and Authorities in all respects, as the Committee Man or Committee Men in whose Place or Stead he or they shall or may be appointed, could or might have had and exercised if then living, and continuing to act in the Affairs of this Act.

*Committee Men to take an Oath.*

XVI. And be it further enacted, That no Person shall be capable of acting as a Committee Man in the Execution of this Act (otherwise than for the Purpose of administering the Oath or Affirmation herein-after mentioned to each other) until he shall have taken and subscribed an Oath or Affirmation to the effect following;

**I** A. B. do swear (or, being of the People called Quakers, do solemnly affirm) that I will faithfully, impartially, and honestly, according to the best of my Skill and Judgement, execute the several Trusts reposed in me as a Committee Man, by virtue of an Act passed in the Fifty-seventh Year of the Reign of King George the Third, intituled *An Act* [here insert the Title of this Act], without Favour or Affection to any Person whomsoever.

‘ So help me GOD.’

Which said Oath or Affirmation it shall be lawful for any One of the said Committee Men to administer, and they are hereby severally required to administer the same to each other.

*Any Three of the Committee may act.*

XVII. And be it further enacted, That all Acts, Matters, and Things hereby directed or authorized to be done by the said Committee Men for the Time being, may be done and executed by any Three of them, and that the same shall be as valid and effectual as if done and executed by all the said Committee Men for the Time being.

*Power for the Committee Men to settle Accounts of Commissioners.*

XVIII. And be it further enacted, That the said Committee Men for the Time being shall be and they are hereby authorized and required to settle, compound, and compromise any Accounts which may be still subsisting between the Commissioners under the said recited Acts or either of them, and any Person or Persons whomsoever, or between the Trustees by the said recited Acts or either of them authorized and appointed to act previously to the Execution of the said Award, and any Person or Persons whomsoever; and also to settle and sign all the Accounts of the said Commissioners, which have not been already settled under the Powers of the said first-recited Act.

*The Drainage and Barrier Bank and Road to be under the Direction of the Committee Men, and the Jurisdiction of the Court of Sewers annulled.*

XIX. And be it further enacted, That the said Lord's Drain, and the said Main Cut or Drain, and the said Engines, Sluices, Bridges, Banks, Headings, and other Works belonging to the same respectively, and the said interior Drains, Sluices, Cloughs, Tunnels, and other Works of Drainage, and all other the said Cuts, Drains, and Works of Drainage hereby vested in the Trustees under this Act as aforesaid, and also the said Barrier Bank and Turnpike Road, and all Works which have been erected for the Support of the said Barrier Bank, and all other Works belonging thereto, shall from Time to Time be under the Inspection and Care of, and as often as necessary shall be amended, repaired, and kept in good Condition by or under the direction of the said Committee Men for the Time being; and that the same, and also all Lands and Grounds included in the said Drainage, either by the said Lord's Drain or by the said Main Cut or Drain, and the several Owners and Occupiers of the said Lands and Grounds in respect thereof, shall, from and after the passing of this Act, be subject only to the Controul, Direction, Survey, Order, or Jurisdiction of the Committee Men for the Time being under this Act, and not to the Controul,



Direction, Survey, Order, or Jurisdiction of any Commission of Sewers; any Law or Statute relating to Sewers to the contrary notwithstanding.

*All Powers and Authorities before vested in Trustees or Superintendant, to be exercised by the Committee Men.*

XX. And be it further enacted, That all the Powers or Authorities by the said recited Acts respectively given to or vested in the Trustees by the same Acts respectively appointed and authorized to act after the Execution of the said Award, or to or in the Superintendant authorized as in the said first-recited Act is mentioned, shall henceforth, so far as they are not altered, varied, or repealed by this Act, be vested in the Committee Men for the Time being under this Act, and shall or may be exercised by them in like Manner as the Trustees or Superintendant respectively authorized in that Behalf under the said recited Acts, or either of them, could or might have exercised the same, in case the Award required by the said first-recited Act had been executed, and this Act had not been passed.

*Entries of Proceedings and Accounts to be kept open for Inspection, and to be Evidence.*

XXI. And be it further enacted, That from and after the passing of this Act, fair and regular Entries shall be made, in a Book or Books to be provided for that Purpose, of all the Acts, Orders, Rules, Regulations, Directions, and Proceedings of the said Trustees under this Act, and of the said Committee Men for the Time being, relative to the Execution of the said recited Acts and this Act, and of the Names of the Persons who shall be present at the respective Meetings; and that fair and regular Entries shall also be made in a Book or Books, to be provided for that Purpose, of all Sums of Money received, paid, laid out, and expended in or about the Execution of this Act, and of the several Articles, Matters, and Things for which such Sums of Money shall have been disbursed, laid out, and paid; and the Entries which shall from Time to Time be made in such Book or Books as aforesaid, shall be produced at each and every successive Meeting of the said Trustees or of the said Committee Men,

and shall be subscribed with the Name of the Chairman of such Meeting; and that all such Entries being so signed shall be deemed Originals, and shall be allowed to be read in Evidence in all Courts and on all Occasions whatsoever; and all and every such Book and Books as aforesaid shall at all seasonable Times be open to the Inspection of the said Trustees or their Agents, and every or any of them, upon Payment for every such Inspection of the Sum of One Shilling; and the said Trustees and their Agents, and every or any of them, shall or lawfully may take Copies of or Extracts from such Book or Books, or any Part or Parts thereof, upon Payment for every such Copy or Extract at the Rate of Four-pence for every Sheet of Seventy-two Words; and the said Trustees and their Agents, and every or any of them, shall or lawfully may require the said Book or Books, or any of them, to be produced in Evidence in any Court or on any reasonable Occasion whatever; and in case the Person or Persons who shall have the Care and Custody of the said Book or Books shall refuse to permit the said Trustees or their Agents or any of them to inspect the same, or to take such Copies or Extracts as aforesaid, on such Payments being made as aforesaid, or shall refuse or neglect to produce the same in Evidence after having been paid or tendered a reasonable Sum for Expences and Loss of Time to be occasioned by such Production, the Person or Persons so refusing or neglecting shall forfeit and pay for every such Offence any Sum of Money not exceeding Twenty Pounds.

*Expences of Committee Men at their Meetings to be paid out of the Taxes.*

XXII. And be it further enacted, That it shall be lawful for the said Committee Men for the Time being, and they are hereby empowered, from Time to Time to pay and discharge such reasonable Expences as shall be incurred at their several Meetings, by and out of the Monies received or to be received by virtue of any Tax, Rate, or Assessment, Taxes, Rates, or Assessments, charged by the said Commissioners, or charged or to be charged by or under this Act; provided



that no more than the Sum of Five Pounds shall be paid for the Expences at any one Meeting.

*Power to Committee Men to appoint Treasurer and Clerk and other Officers.*

XXIII. And for the more convenient Performance of the Duties of the Committee Men, be it further enacted, That it shall and may be lawful to and for the said Committee Men for the Time being, at any of their Meetings, to nominate and appoint any Person or Persons, not being of the said Committee, to be a Treasurer or Treasurers of the Drainage Funds, and also of the Turnpike Tolls; and that the Monies from Time to Time to be received by the Collector or Collectors, or other authorized Officer or Officers of the said Committee Men, by virtue of any Tax, Rate, or Assessment, Taxes, Rates, or Assessments, charged or to be charged as aforesaid, shall be paid to such Treasurer or Treasurers; and also that it shall and may be lawful to and for the said Committee Men for the Time being to nominate and appoint any Person to act as Clerk to the said Committee Men; and also to nominate and appoint such Superintendant or Superintendants, Collector or Collectors, or other Officer or Officers as they shall see fit; and from Time to Time to remove any such Treasurer or Treasurers, Clerk, Superintendant or Superintendants, Collector or Collectors, or other Officer or Officers; and in Cases of Removal or Death, to nominate and appoint any other Person or Persons in his or their Room or Stead, and to grant to such Clerk, Superintendant or Superintendants, Collector or Collectors, or other Officers (except Treasurer or Treasurers), such Salaries and Compensations as to the said Committee Men for the Time being shall seem meet, by and out of the Monies to be received by virtue of any Tax, Rate, or Assessment, Taxes, Rates, or Assessments, charged or to be charged as aforesaid.

*Same Person not to be Clerk and Treasurer.*

XXIV. Provided always, and be it further enacted, That it shall not be lawful for the said Committee Men to appoint the same Person who has been or may be appointed to act

as their Clerk in the Execution of the said recited Acts or either of them or this Act, or the Partner of any such Clerk, the Treasurer for the Purposes of the said recited Acts or either of them or this Act, or to appoint the Person who has been or may be appointed Treasurer for the Purpose of the said recited Acts or either of them or of this Act, or the Partner of any such Treasurer, the Clerk to the said Committee Men for executing the said recited Acts or either of them or this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of the said recited Acts or either of them or this Act, or if any Person being a Partner of any such Clerk shall act as Treasurer, or being the Partner of such Treasurer shall act as Clerk in the Execution of the said recited Acts or either of them or this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

*Treasurer and other Officers to give Security.*

XXV. And be it further enacted, That the said Committee Men shall and they are hereby required to take such Security to the said Trustees, or any Three or more of them, from the Treasurer or Treasurers, Receiver or Receivers, Collector or Collectors, or other Officers to be appointed by the said Committee Men for the Purposes of this Act, for the faithful Execution of their respective Offices, as the said Trustees shall think necessary and sufficient.

*Receipts of authorized Officers to be sufficient Discharges.*

XXVI. And be it further enacted, That the Receipt or Receipts of the Collector or Collectors, Treasurer or Treasurers, or other Officer or Officers authorized by the said Committee Men in that Behalf, for any Monies which they shall respectively receive under or by virtue of the said recited Acts or either of them or this Act, shall effectually