

C H A P. LXXXVII.

Schoolmaster.

29 El. 1. **I**F any keep a Schoolmaster, which shall not repair to Church, or be §. 1.
 allowed by the Ordinary, shall forfeit for every month 10 pounds. Licence.
 But the Ordinary shall take nothing for such allowance, and the School-
 master, so teaching, shall be disabled to be a Teacher of Youth, and
 shall suffer imprisonment for one year without Bail. It seems by this
 Act, being in the dis-junctive, That although he doth not come to
 Church, yet if he be allowed by the Ordinary, it shall excuse the penal-
 ty. See also 2 Jac. 4. none shall use or teach a School out of the Univer-
 sities and Colledges, except a Grammar School, or in some Gentleman's
 House, or be licensed by the Ordinary, upon pain that the Schoolmaster,
 and he that retaineth him, shall forfeit 40 shillings a day, to be recovered
 by Action.

14 Car. 1. **I**f any Schoolmaster or other person instructing Youth in any private §. 2.
 house or family, as a Tutor or Schoolmaster, shall instruct or teach
 Youth, as a Tutor or Schoolmaster, without Licence from the Arch-
 bishop, Bishop or Ordinary, for which he shall pay Twelve pence, and
 no more. And before Subscription made, as that Act prescribes, for
 the first offence shall be imprisoned three months, without Bail: And for
 the second, and every other Offence, shall suffer Imprisonment for three
 months, without Bail, and pay the King 5 li.

C H A P. LXXXVIII. V. 50.

Sewers.

39 El. 9. **S**ewer signifieth such Passages, Gutters or Drains, as carry the Water §. 1.
 p. 16. into or towards the River or Sea, and the Office of the Commis-
 sioners of Sewers, is principally to see such Passages, Gutters, Drains and
 Ditches well scoured, kept and maintained in the Marish and Fen Coun-
 tries, for the better conveyance away of the Water into the Sea.

13 El. 9. Six Justices of Peace in the Shire where any Laws and Ordinances of §. 2.
 Sewers are to be executed, (two being of the *Quorum*) within their Limits, Six Justices.
 may execute the said Laws and Ordinances of the Commissioners of
 Sewers for one year after the expiration of any such Commission, except
 a new Commission be published in the mean time.

Co. 5. 100. Note, That the proceedings of the Commissioners of Sewers ought to
 & 10. 132, be limited and bounded with the Rules of Law and Reason, and according
 140. to the ancient Statutes and Ordinances.

Co. 10. Now these ancient Statutes concerning Sewers are many, and are of §. 3.
 143. three sorts. Statutes.

The first sort consist in defending and repairing of the Walls, Banks and
 Sewers, &c. Of this sort are the Statutes made, 9 H. 3. cap. 15, & 16.
 6 H. 6. cap. 5. 18 H. 6. cap. 10. 23 H. 6. cap. 9. 12 E. 4. cap. 6. 4 H. 7. cap. 1.
 & 6 H. 8. cap. 10.

The second sort consist in pulling down and removing Nufances, &c.
 As by the Statutes made, 9 H. 3. c. 23. 25 E. 3. 4. 45 E. 3. 2. 1 H. 4. 12.
 9 H. 6. c. 9. & 12 E. 4. c. 7.

The third consisteth of both sorts, *sc.* as well in repairing the Banks, &c.
 as in pulling down Nufances, &c. And of this sort are these Statutes fol-
 lowing, *viz.* 23 H. 8. c. 5. 25 H. 8. c. 10. 3 E. 6. c. 8. 13 El. c. 9.