



ANNO SEXTO

# GEORGIIV. REGIS.

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*Cap. clxxii.*

An Act for supplying the City and Suburbs of  
*Limerick*, in the County of the City of *Limerick*,  
with Water. [22d June 1825.]

**W**HEREAS the City of *Limerick* and the Suburbs of the said City are at present scantily supplied with pure Water: And whereas the said City and Suburbs are very populous, and for want of a sufficient Supply of Water for domestic and other Purposes, the Inhabitants thereof and Persons resorting thereto are subject to much Inconvenience, and would be liable to great Danger and the most calamitous Consequences in case of Accidents by Fire; but such Inconvenience and Danger might be greatly prevented, and much public Benefit obtained, if Water were conveyed from the River *Shannon* and Branches thereof, by means of Pipes, to the said City and the Suburbs thereof: And whereas the several Persons herein-after mentioned are willing and desirous to undertake at their own Expence to convey Water from the River *Shannon* and Branches thereof to the said City of *Limerick* and Suburbs thereof as aforesaid, but the same cannot be done without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in the present Parliament assembled, and by the Authority of the same, That *John Bent, W. H. Porter, G. R. Porter, William Frampton, Isaac Nicholson junior, William Bell, Henry Kater, Roger Harries,*

[Local.]

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Company  
incorporated.

*W. P. Woodhouse, Charles Franks, J. H. Anderdon, John Adams, Thomas Adlington, Robert Bell, Robert Hickens, I. G. Denman, I. A. Bateman, I. W. Bosanquet, John Tryer, William Richards, George Neate, Thomas Hickson, Edward Hickson, I. E. Magan, Thomas Bushby, George Maccrane, I. O. Hanson, E. Montifiore, E. Griffin, John Mitchell, John Rutt, Thomas Dyer, James Bruce, W. Hamilton, William Curteis, John Cowper, Robert Harris junior, Archibald Christie, P. Johnson, R. B. Philips, C. Nevin, James Champagne, John Bayley, G. W. Young, W. A. Urquhart, C. T. Pearce, John Butler, William Lines, Hugh Johnson, William Mason, I. R. Crosby, James Heygate, C. Astle,* together with such other Person and Persons as now have or may at any Time hereafter be possessed of One or more Share or Shares in the Capital Stock of the Company as herein-after mentioned, and their respective Successors, Executors, Administrators and Assigns, shall be and they are hereby formed into a Company for making, completing, and maintaining the Works and Conveniences hereby authorized to be made, according to the Provisions herein-after contained, and shall for that Purpose be one Body Politic and Corporate by the Name of "The *Limerick* Waterworks Company," and by that Name shall have perpetual Succession and a Common Seal, and by that Name shall and may sue and be sued, and shall have Power to use and divert the Water of the said River *Shannon* and the Branches thereof, and to purchase Lands and Tenements, without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain, and to enter into Contracts, Bonds, and other Assurances for carrying this Act into Execution.

The Whole of the Money to be subscribed before the Act is put in force.

II. And whereas the probable Expence of carrying the Purposes of this Act into Execution will, according to an Estimate made thereof, amount to the Sum of Forty-three thousand three hundred and thirty-three Pounds Six Shillings and Eight-pence, and the Sum of Fifty thousand Pounds hath been subscribed for defraying such Expences by several Persons, under a Contract, binding them, their Heirs, Executors, and Administrators, for the Payment of the several Sums of Money so subscribed by them respectively; be it therefore enacted, That the whole of the said Sum of Fifty thousand Pounds shall be subscribed before any of the Powers given by this Act shall be put in force.

Sum to be divided into Shares.

III. And be it further enacted, That the Capital or Joint Stock of the said Company shall consist of the said Sum of Fifty thousand Pounds, and the said Sum of Fifty thousand Pounds shall be divided into Shares of Fifty Pounds each, and shall be and are hereby vested in the several Persons, Bodies Politic, Corporate, or Collegiate, who are bound to the Payment of the same as aforesaid; and the Proprietor or Proprietors of every such Share shall from Time to Time in respect thereof be entitled to such Proportion of and in the Joint Stock and Profits of the said Concern, as the Share or Shares of which he or they shall be possessed shall bear to the whole Number of Shares in the said Capital Stock as aforesaid.

Shares to be Personal Estate.

IV. And be it further enacted, That the Shares of the several Proprietors shall be deemed and considered as Personal Estate, and

and transmissible as such to their respective Executors, Administrators, and Assigns.

V. And be it further enacted, That every Proprietor of One Share shall in respect thereof be entitled to One Vote, every Proprietor of Five Shares shall be entitled to Two Votes, and every Proprietor of Ten or more Shares shall be entitled to Three Votes at all General and Special Meetings of the said Company; but no Person shall be entitled to more than Three Votes in respect of any Number of Shares he, she, or they may at any Time hold as aforesaid.

Proprietors of Shares to have Votes in respect thereof.

VI. And be it further enacted, That whenever Two or more Persons shall be jointly possessed of any Share or Shares as aforesaid, the Person who is first named in the Books of this Company of such joint Proprietors being present, shall at any Meeting of the said Company be solely entitled to vote in respect of such Share or Shares.

When joint Proprietors, the first named to vote.

VII. And be it further enacted, That it shall and may be lawful for the Proprietor or Proprietors of any Share or Shares in the Capital of the said Company, from Time to Time, by Writing under their, his, or her Hands and Seals or Hand and Seal, to authorize and appoint any other Proprietor to vote for him, her, or them, as his, her, or their Proxy in his, her, or their Absence, at all or any General or Special Meeting or Meetings of the said Company; which Appointment so to be made may be in the Words or to the Effect following; that is to say,

Proprietors may appoint Proxies.

I \_\_\_\_\_ of \_\_\_\_\_ being Proprietor of One [or more] Share or Shares in the *Limerick* Waterworks Company, do hereby nominate, constitute, and appoint \_\_\_\_\_ of \_\_\_\_\_ (being also a Proprietor of a Share or Shares in the Capital of the said Company), to be my Proxy, in my Name and in my Absence to vote and give my Assent to or Dissent from any Business, Measure, or Thing relating to the said Company which shall be proposed at any General or Special Meeting of the Proprietors of the said Company, as fully as I myself could do if personally present. In witness whereof I have hereunto set my Hand and Seal the \_\_\_\_\_ Day of \_\_\_\_\_ in the Year \_\_\_\_\_ of our Lord

Form of Appointment

VIII. And be it further enacted, That a General Meeting of the said Company of Proprietors, to be convened by Three or more of the Persons hereby appointed as a Committee for the Management of the Affairs of the said Company, by Advertisement in Two or more Newspapers published within the City of *Limerick* or Liberties thereof, or in the City of *London*, shall be holden at the *Commercial Buildings* in the City of *Limerick*, or the *London Tavern* in the City of *London*, on the Twentieth Day of *September* next, at One of the Clock in the Afternoon, at which Meeting the Five of the Proprietors then present shall proceed in the first Place to elect a Chairman of the said Meeting, and afterwards to appoint a Clerk and Treasurer or Treasurers to the said Company, under such Regulations and liable to

First General Meeting.

To appoint Clerk and Treasurer.

to be removed under such Circumstances as by that or any other General or Special Meeting of the said Proprietors shall be directed ; and in the Event of there being an Equality of Votes at the said First Meeting, or at any other General or Special Meeting of the said Proprietors upon any Question, then and in every such Case the Chairman of such Meeting shall have the casting Vote ; and all Orders and Proceedings of every General or Special Meeting shall be fairly entered in a Book to be provided for that Purpose, and shall be signed by the Chairman of every such Meeting ; and such Orders and Proceedings so signed shall be deemed and taken to be original Orders and Proceedings, and shall be allowed to be read as Evidence in all Courts and Places whatsoever.

Treasurer to give Security.

IX. And be it further enacted, That the said Company shall take sufficient Security from the Treasurer or Treasurers to be by them appointed, and from all Officers who shall have the Care and Custody of Money belonging to the said Company, for the due Discharge of the Duties of their respective Offices, and for the Money that shall come to their respective Hands.

Clerk and Treasurer not to be the same Person.

X. Provided always, and be it further enacted, That it shall not be lawful for the said Company or their Committee of Management to appoint the Person who may be appointed to act as the Clerk to the said Company or Committee in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of such Clerk, or of his Partner or Partners, to be the Treasurer for the Purposes of this Act, nor to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person or Persons in the Service or Employ of any such Treasurer, or of his Partner or Partners, the Clerk to the said Company or Committee ; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person, being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall act as Treasurer, or being the Partner of such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer, or the Clerk or other Person in the Service or Employ of the Partner of such Treasurer or of his Partner, shall act as Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Company (other than as Treasurer), every Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster* or *Dublin*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign Protection, or Wager of Law, nor more than One Imparance shall be allowed.

Names of Proprietors to be entered and Tickets of their Shares

XI. And be it further enacted, That the said Company shall and they are hereby required, at their first General Meeting, to cause the Names, Residences, and proper Additions of the several Proprietors or Persons who shall be then entitled to the several Shares in the Capital

Capital of the said Company, with the Number of Shares belonging to each, and the proper Number by which every Share be distinguished, to be fairly and distinctly entered in a Book to be kept by the Clerk of the said Company for that Purpose, and to be called the Proprietors Register; and after such Entry made to cause a Ticket or Certificate, with the Common Seal of the said Company affixed thereto, to be delivered to every such Proprietor upon Demand, specifying the Share or Shares to which he, she, or they is or are entitled; which said Ticket or Certificate may be in the Words or to the Effect following; (that is to say),

to be delivered to them.

*Limerick Water Works Company.*

Number

Form of Ticket.

THESE are to certify that \_\_\_\_\_ of \_\_\_\_\_ is the Proprietor of \_\_\_\_\_ Share or Shares in the Capital Stock of the above-named Company numbered as above, and that he (or \_\_\_\_\_), and his, or \_\_\_\_\_, Executors, Administrators, (or Successors), and Assigns, as the Proprietor of such Share or Shares, will be entitled and liable to a proportionable Share of all Profits and Advantages, Expences and Losses of the said Company. Given under the Common Seal of the said Company the \_\_\_\_\_ Day of \_\_\_\_\_ in the Year of our Lord \_\_\_\_\_

XII. And be it further enacted, That for the better Management of the Concerns of the said Company, a Committee of Fourteen Persons shall be appointed; and that *James Brogden, John Bent, William Bell, Joseph Clarke, William Frampton, Thomas Gregg junior, Roger Harries, Richard Heale, Captain Henry Kater F. R. S., Philip Monoux Lucas, Isaac Nicholson junior, George Richardson Porter, William Henry Porter, and William Pitter Woodhouse*, shall be the first Committee for the Management of the said Concerns, and shall act therein until the Twentieth Day of *September* One thousand eight hundred and twenty-seven, and thenceforth until others shall be appointed by virtue of the Powers herein-after contained; and the said Committee for the Time being shall from Time to Time have the entire Management of the said Funds and Concerns of the said Company, subject to the Bye Laws and Regulations of any General or Special Meeting of the said Proprietors, and shall enter into all such Contracts and Engagements on behalf of the said Company as they shall think fit, and order all Calls on the said Proprietors, and make all Payments on account of the said Company as shall be required in the Prosecution and carrying on of the said Works, and order and dispose of the Custody of the Common Seal and the Application thereof; for all which Purposes the said Committee shall meet from Time to Time at such Place or Places, and adjourn from Time to Time as they shall think fit; and the said Committee at any such Meeting shall appoint a Chairman, and the Clerk of the said Company shall cause an Entry of all the Proceedings of the said Committee to be made in a Book to be kept for that Purpose, and all the Powers vested in the Committee may be exercised by the major Part of them present at any of their Meetings, the whole Number present not being less than Three; and no Member of the Committee shall have more than One Vote, except the Chairman, who, in case of an equal Division of Votes of the Members of

Committee appointed for Management of said Concern.

[Local.]

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the said Committee on any Occasion, shall give his casting Vote, although he shall have before voted on any such Question; and the Minutes of the Proceedings at every Meeting of such Committee shall be signed by the Chairman of such Meeting, and shall be conclusive Evidence of the Orders which shall be therein expressed and contained.

Committee-men contracting for Work, to cease to have a Voice in the Committee.

XIII. Provided also, and be it further enacted, That if any Person who shall be elected a Member of the said Committee of Management shall be or become a Dealer, either directly or indirectly, in any of the Articles to be provided to, or manufactured by the said Company, or shall offer to take, or succeed in taking, or shall participate in any Manner in any Work to be done for the said Company, every such Person shall be disqualified to be a Member of the said Committee of Management.

Members of Committee not personally liable.

XIV. And be it further enacted, That no Member of the Committee for the Time being shall become personally answerable for the Performance of any Agreement which shall or may have been entered into by or on behalf of the said Company, but all Contracts or Agreements shall be from Time to Time entered into by the said Committee under the Common Seal of the said Company, and in the Name or on behalf of the said Company; and all Persons with whom such Contracts shall be so made, shall have full Power to resort to and proceed against the said Company, either at Law or in Equity, for the Performance of any such Contract or Agreement, or for Damages occasioned by any Breach or Non-performance thereof; and the Joint Stock and Property of the said Company shall from Time to Time be answerable and accountable for the due Performance of every Contract entered into by the said Committee as aforesaid, and for all Damages which shall be recovered by reason of any Breach or Non-performance thereof.

General Meetings of Company to be holden every other Year, to appoint Committee of Management.

XV. And be it further enacted, That on the First *Monday* in the Month of *September* after the passing of this Act, and on the First *Monday* in the Month of *September* in each alternate Year, or within Ten Days after either of those Days, a General Meeting of the said Company shall be holden, when the Committee of Management for such succeeding Two Years, to commence from the Twentieth Day of *September* One thousand eight hundred and twenty-seven following, shall be appointed; and any such General or Special Meeting shall have Power to remove any Member of the Committee, and from Time to Time to appoint Members of the Committee when any of the Members shall die, or resign, or be removed, or it shall be thought expedient to increase the Number of the Committee at any such General Meeting, or at any Special Meeting to be called as hereinafter mentioned, have full Power to adjourn themselves from Time to Time, and from Place to Place as they shall think fit; and at any such Meeting shall and may make such Rules, Regulations, and Bye Laws for the Government of the said Company and their Concerns, and the Conduct of the Committee, Officers, Servants, Agents, and Workmen employed in the Execution of this Act, and alter and repeal such Rules, Regulations, and Bye Laws as shall from Time to Time

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Powers of General Assemblies to make Bye Laws.

be deemed expedient, and impose and inflict such reasonable Fines or Forfeitures upon such Persons who shall offend against such Rules, Bye Laws, and Orders, not exceeding the Sum of Ten Pounds for any one Offence, and from Time to Time to alter or repeal such Bye Laws, Rules, Orders, and Regulations as to them shall seem meet; which said Rules, Bye Laws, Orders, and Regulations, being reduced into Writing and entered in the Order Book of the said Company, and kept by the Clerk of the said Company, and authenticated by the Common Seal thereof, shall be binding on and allowed by all Parties, and shall be sufficient in any Court of Law or Equity to justify any Person or Persons who shall act under the same; provided the same be not repugnant to any of the Provisions of this Act, or to the Laws of that Part of the United Kingdom called *Ireland*: Provided always, that Copies thereof shall be painted on Boards in large Characters, and be affixed and continued in some conspicuous Place in the Office of the Clerk of the said Company; and all such Rules, Orders, and Bye Laws shall be subject to Appeal in Manner herein-after directed: Provided always, that in Cases of Prosecution for Offences against the said Bye Laws, it shall be sufficient to prove that such Bye Laws, painted on Boards in Characters sufficiently plain, have been affixed in manner aforesaid; and in case of their being afterwards displaced or damaged, have been replaced or repaired.

XVI. And be it further enacted, That the several Persons and Bodies Corporate and Politic, who have subscribed for any Share or Shares in the Capital Stock of the said Company, or who shall at any Time hereafter have or hold any Share or Shares in the same, shall and they are hereby respectively required to pay the Sum or Sums of Money by them respectively subscribed and to be subscribed, or such Parts or Proportions thereof as shall from Time to Time be called for pursuant to or by virtue of the Powers and Directions of this Act, at such Time and Place, to such Person or Persons, and in such Manner as shall be ordered and directed by the said Company or their Committee of Management; and in case any Person or Persons, Bodies Corporate or Politic, shall neglect or refuse to pay any such Money, at such Time and in such Manner as shall be ordered and directed by the said Company or their Committee of Management as aforesaid, it shall be lawful for the said Company to sue for and recover the same by Action of Debt or otherwise, in any of His Majesty's Courts of Record at *Westminster* or *Dublin*, together with lawful Interest for the same from such appointed Time of Payment, and all Costs of Suit, from such Person or Persons, or Bodies Corporate or Politic respectively, or in case where Two or more Persons, or Bodies Corporate or Politic, shall have jointly subscribed for or be jointly possessed of any One or more Share or Shares as aforesaid, then from all or any or either of such joint Subscribers.

XVII. And be it further enacted, That the Committee of Management for the Time being shall have full Power and Authority to make such Call or Calls of Money on the several Proprietors of any Share or Shares of the Capital Stock of the said Company as aforesaid, their Executors, Administrators, Successors, and Assigns, as the said Committee of Management shall from Time to Time find wanting and

To compel  
Payment of  
Subscrip-  
tions.

Calls to be  
made on  
Subscribers.

and necessary for the Purposes of the said Company, so that any Call do not exceed the Sum of Ten Pounds *per Centum* for and in respect of any One Share, and so that no Call or Calls be made but at the Distance of One Calendar Month at least from the Payment of any former Call or Instalment, and that the Sum or several Sums of Money so to be called for shall be paid into the Hands of the Treasurer for the Purposes of the said Company; and the said several Sums of Money so called for shall be paid at such Time and Place as shall be directed and appointed by the said Committee of Management in that behalf; and if any Proprietor or Proprietors of any Share or Shares as aforesaid, shall neglect or refuse to pay his, her, or their Proportion of the Money so to be called for as aforesaid, during the Space of Thirty Days next after the Time appointed for Payment thereof, then and in every such Case the Proprietor or Proprietors so neglecting or refusing shall absolutely forfeit all his or their Share or Shares, Part and Interest in the said Company and Capital Stock, and all Profits and Advantages thereof, and all Money theretofore advanced or paid by him or them on account thereof to and for the Use and Benefit of the said Company; and all Shares which shall or may be so forfeited, shall or may be sold by the said Committee at a public Sale for the most Money that can be gotten for the same, and the Produce thereof shall be applied in the Manner by this Act directed; and the said Committee or any Three of them shall have Power and Authority to assign and transfer such Shares to such Person or Persons as shall become the Purchaser or Purchasers thereof; but that no Advantage shall be taken of such Forfeiture of any Share or Shares as aforesaid, unless the same shall be declared to be forfeited at some General or Special Meeting of the said Proprietors, which shall be held not earlier than Two Calendar Months next after the said Forfeiture; and the said Forfeiture so to be declared shall be an absolute Indemnification and Discharge to and for the Proprietor or Proprietors, or his, her, or their Executors, Administrators, Successors, and Assigns, so forfeiting, against all Actions, except any Action or Actions for the Recovery of the Instalments or Sums so called for as aforesaid, Suits or Prosecutions for any Breach of Contract or other Agreement between such Proprietor or Proprietors, his, her, or their Executors, Administrators, Successors, and Assigns, and the same Company, with regard to the future carrying on and Management of the said Undertaking.

Accounts to  
be settled  
and Divi-  
dends made  
at General  
Meetings.

XVIII. And be it further enacted, That the General Annual Meeting of the said Company, or any General Meeting or General Meetings to be specially called for the Purpose, shall have full Power to call for and examine and settle the Accounts of the said Company and of the said Committee; and that at One of the said General Meetings, or some Adjournment thereof in each Year, a Dividend or Dividends shall be made out of the Interest, Profits, or Advantages of the said Undertaking, unless such Meeting shall declare otherwise; and such Dividend or Dividends shall be at and after the Rate of so much *per Centum* for every Share upon all and every the Sum and Sums of Money paid to the said Company by the said Subscribers, their Executors, Administrators, Successors, or Assigns, as such Meeting shall think fit to appoint and determine: Provided always,



that no Dividend shall be made whereby the Capital of the said Company shall in any Degree be reduced or impaired, nor within Twelve Calendar Months next after the passing of this Act; nor shall any Dividend be had in respect of any Share or Shares after a Day appointed for the Payment of any Call for Money in respect thereof, until such Call shall have been so paid.

XIX. Provided always, and be it further enacted, That in case the Money produced by the Sale of any Share or Shares shall be more than sufficient to pay all such Arrears of Call as aforesaid and lawful Interest thereon, with the Expences attending such Sale or Sales, the Surplus of such Money shall be paid on Demand to the Person or Persons to whom such Share or Shares shall have belonged, but the said Company shall not sell or transfer, or direct to be sold or transferred, any more of such Shares of such Defaulter or Defaulters than shall be sufficient, as near as may be at the Time of such Call, to pay the Arrears due from such Defaulter or Defaulters for or on account of such Call or Calls, and the Interest and Expences attending the same; and from and after the Payment of all such Calls, and the Interest and Expences as aforesaid, any Share or Shares so vested in such Company as aforesaid which shall remain in their Hands unsold shall revert to and again become the Property of the Person or Persons to whom such Share or Shares shall have belonged immediately before such Forfeiture as aforesaid, in such Manner as if such Calls had been duly and regularly paid.

If the Purchase Money of forfeited Shares shall be more than sufficient to pay the Arrears of Calls and Interest thereon, the Surplus to be paid to the Owner.

XX. And be it further enacted, That Thirty Days at least before the Time so to be appointed for Payment of any Call or Instalment as aforesaid, the said Committee shall cause Notice to be given by Advertisement in Two or more Newspapers published within the said City of *Limerick* or the Liberties thereof, or in the City of *London*, the Amount of such Instalment, and the Time and Place appointed for Payment of the same, and stating that if such Instalment be not paid within Thirty Days after the Time appointed for the Payment of the same, the Share or Shares in respect of which such Instalment shall be payable shall be liable to be forfeited to the Company, and the Proprietor or Proprietors of such Share or Shares so forfeited shall, notwithstanding the Forfeiture, be liable to the Payment of the said Instalment so called for, and that the same shall be recovered against him or them by the said Company on an Action of Debt, as herein-before mentioned and provided.

Notice to be given to Proprietors for Payment of Calls.

XXI. And be it further enacted, That if at any Time it shall appear to the said Committee, or any Three of them, or to any Ten or more Proprietors possessed of Three Shares each at the least in the said Capital Stock of the said Company, to be necessary or expedient to call a Special Meeting of the Proprietors at large for taking the Opinion or Determination of the said Company on any other Matter or Thing relating to the said Concerns, then and in every such Case it shall be lawful for such Committee or any Three of them, or for such Proprietors, to call a Special Meeting of the Proprietors at large by Notice to be inserted in *The Dublin Gazette* and *The Limerick Chronicle*, or some other Newspaper published or

Special Meetings may be called by the Committee.

[Local.]

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usually circulated in the City of *Limerick* aforesaid, or the Liberties thereof, and also in One or more daily Newspapers published in the Cities of *London* or *Westminster*, specifying the Time and Place when and where the said Special Meeting is intended to be holden, not being less than Ten Days after the first Publication of such Notice, and likewise specifying the Reason for calling such Special Meeting; and the Proprietors are hereby authorized to meet pursuant to any such Notice, and take into Consideration and Determination all the Matter or Matters which shall be submitted to them by the said Committee, or which shall be expressed in such Requisition and specified in such Notice; and every Election, Decision, and Determination of the Proprietors present at such Special Meeting, or the major Part of them, shall be as valid to all Intents and Purposes as if the same had been made at any General Meeting of the said Proprietors.

Shares may  
be disposed  
of.

XXII. And be it further enacted, That it shall be lawful for the several Proprietors as aforesaid to sell or dispose of his, her, or their Share or Shares in the Capital Stock of the said Company, subject to the Rules and Conditions herein mentioned, and an Entry of every Transfer shall be made in the Proprietors Register, to be kept for that Purpose by the Clerk of the said Company, for which Entry no more than Two Shillings and Sixpence shall be paid, and the said Clerk is hereby required to make such Entry accordingly, and until the Entry of such Transfer shall be made with the Clerk to the said Company, such Purchaser or Purchasers shall have no Part or Share of the Profits of the said Company, nor any Vote as a Proprietor or Proprietors.

Form of  
Transfer.

XXIII. And be it further enacted, That any Transfer to be made of any Share or Shares as aforesaid, shall be in the Form or to the Effect following; (that is to say),

‘ I *A. B.* in consideration of the Sum of  
‘ paid to me by *C. D.* do hereby bargain, sell, and transfer to the  
‘ said *C. D.* Share [or Shares, as the Case may be], in  
‘ the *Limerick* Waterworks Company, to hold to the said *C. D.* his  
‘ Executors, Administrators, or Successors, and Assigns, subject to  
‘ the same Rules and Orders, and on the same Conditions on which I  
‘ held the same immediately before the Execution hereof; and I the  
‘ said *C. D.* do hereby agree to accept the said Share [or Shares],  
‘ subject to the same Rules, Orders, and Conditions. Witness our  
‘ Hands and Seals the Day of

After Call no  
Transfer to  
be made till  
Call paid.

Provided always, that no Transfer of any Share or Shares in the Capital of the said Company shall be made or allowed, after any Call shall have been made on the Proprietor or Proprietors thereof, until every such Call shall have been fully paid and satisfied.

For ascertain-  
ing the Pro-  
prietorship of  
Shares in  
certain Cases.

XXIV. And whereas in Cases where the Proprietor of One or more Share or Shares in the said Undertaking shall die, become Insolvent or Bankrupt, or go out of the Kingdom, or shall transfer his or her Right and Interest to some other Person, and no Register shall have been made of the Transfer thereof with the said Clerk, as directed by this Act, it may not be in the Power of the said Company or their

Treasurer or Clerk to know who is the Owner or Proprietor of such Share or Shares, in order to give him, her, or them such Notice or Notices of Calls made on such Share or Shares as is hereby required, or to maintain any Action or Actions against him, her, or them for the Recovery of the Amount of the said Calls, or to pay him, her, or them the Interest or Dividends to which he, she, or they may be entitled by virtue thereof; be it therefore further enacted, That in all the Cases aforesaid, where the Right and Property in One or more Share or Shares in the said Undertaking shall pass from the original Proprietor thereof to any other Person or Persons by any other legal Means than by a Transfer thereof as herein directed, an Affidavit shall be made and sworn to by One or more credible Persons before any of His Majesty's Justices of the Peace, stating the Manner in which such Share or Shares hath or have passed to such Person or Persons, and such Affidavit shall be transmitted to the Clerk of the said Company, who is hereby required to enter and register the Name or Names of every such new Proprietor or Proprietors in the Register Book or List of Proprietors of the said Undertaking to be kept in the Office of the said Clerk; and in all or any of the said Cases it shall be lawful for the said Company, after Ten Days Notice shall have been given by the said Treasurer or Clerk to the Owner or Owners, or Persons or Persons claiming by such Affidavit to be Owner or Owners of such Share or Shares, and who shall not have paid his, her, or their Proportion of the Money becoming payable by virtue of any Call or Calls as aforesaid, and after Notice thereof shall have been given Three Times, at the Intervals of Ten Days between each Time, by Advertisement in Two or more Newspapers published in the City of *Limerick* or the Liberties thereof, to declare at any General Meeting the same Share or Shares to be forfeited, and in such Case the same shall be and become forfeited, and be at the Disposal of the said Company, for the Benefit of the General Fund of the said Company.

XXV. And be it further enacted, That it shall be lawful for the said Company and the Members, their Deputies, Engineers, Officers, Agents, Workmen, and Servants, to make, complete, and maintain Waterworks, Reservoirs, Aqueducts, Conduits, Water Wheels, Steam Engines, and other Engines, Buildings, Erections, Works, and Conveniences in or near the City of *Limerick* and the Suburbs thereof, and the Places adjacent thereto, for supplying the same respectively with Water from the River *Shannon* or Branches thereof, by means of such Waterworks, and to supply the said intended Waterworks and the said Reservoirs and Aqueducts at all Times hereafter with Water from the said River *Shannon* or Branches thereof, and to make such Feeders and Shafts, and set up such Banks, Weirs, Engines, and Machines for supplying the said Waterworks, Reservoirs, and Aqueducts, or otherwise relating thereto, as the said Company shall from Time to Time think expedient.

Power to  
erect Water-  
works.

XXVI. And be it further enacted, That it shall and may be lawful for the said Company at any Time or Times, by themselves or their Deputies, Engineers, Officers, Agents, Workmen, and Servants, to resort unto and to enter upon any of the private or public Roads or Grounds

Power to  
enter Lands.

Grounds in or through which the Aqueducts, Reservoirs, and Works hereby authorized and intended to be made or established shall be made or established, by the accustomed Gate or Passage to such Lands or Grounds, and to break up and remove the Soil, Ground, Pavement, Flags, Stones, Gravel, or Materials of any of the present or future Streets, Roads, Lanes, and other public Passages and Places in the Liberties of the City of *Limerick* or in the City of *Limerick*, and therein respectively to take Levels, and to dig and sink Trenches, and to lay and place Mains, Pipes, Branches, Plugs, and other Works for the Conveyance of Water, and to bank the Earth, and to remove, place, take, carry away, and use any Earth, Clay, Stones, and Rubbish, Trees, Roots of Trees, Gravel, or Sand, or other Matters or Things which may hinder, prevent, or obstruct the laying, placing, making, constructing, altering, amending, or repairing any such Aqueducts or other Works; and also from Time to Time, as occasion may require, to take up, take away, alter, vary, or exchange the Position of, and to repair, relay, and maintain all Mains, Pipes, Branches, Plugs, and other such Works as shall be thereon or therein, and to put or place new Mains, Pipes, Branches, Plugs, and other Works, and to do all such other Acts, Matters, and Things as they shall from Time to Time deem necessary or proper for making, amending, repairing, completing, improving, cleansing, using, and perfecting any Works hereafter to be made, done, and provided for the Purposes of this Act, they the said Company, their Deputies, Engineers, Agents, Servants, and Workmen, doing as little Damage as may be in the Execution of the several Powers to them hereby granted, and making reasonable Satisfaction to the Owners or Occupiers of such Lands or Grounds for any Damage thereby occasioned; and this Act shall be sufficient to indemnify the said Company, and their Engineers, Servants, Agents, Workmen, and all other Persons whomsoever, for all Acts, Matters, and Things they or any of them shall do by virtue thereof.

Company to  
make good  
the Ground  
broken up.

XXVII. Provided always, and be it further enacted, That the said Company, after laying, or removing, or repairing any such Mains, Pipes, Branches, Plugs, and Works, shall forthwith fill in the Trenches and make good the Grounds and other Damage, and remove the Rubbish occasioned thereby, and shall in the meantime fence or guard the Place or Places where any Ground shall be opened, in such Manner as to prevent Accidents to Passengers, Carriages, or Cattle; and if there shall be any wilful or negligent Delay in the said Company or any of their Agents or Servants, or any other Person or Persons acting by or under their Authority, in filling in any such Ground, or removing Rubbish, or making good any such Ground or other Damage, or in case the same shall be imperfectly done, or in case the Ground so opened shall not be fenced or guarded, then and in every such Case it shall be lawful for the Person or Persons, Trustees, Commissioners, or Body or Bodies Politic or Corporate, in whom the Right of Soil of such Ground shall be, or any Person acting for them or him, to fill in such Ground or remove such Rubbish, and to repair and make good such Ground so broken up, and properly to fence and guard any such Trench or Excavation, and to place and maintain such Light or Lights during the Night as to them or him shall

shall seem necessary, and the reasonable Costs and Charges thereof shall be paid by the said Company or their Treasurer or Treasurers to the Person or Persons who shall have disbursed or incurred the same; and in default of Payment thereof for Ten Days next after Demand made for the Payment thereof, Proof of such Demand being made upon the Treasurer or Treasurers, his or their Deputy or Deputies, or acting Clerk or Clerks, by the Oath of Two or more credible Witness or Witnesses, before Two or more Justices of the Peace for the City of *Limerick*, all such reasonable Costs, together with any Sum not exceeding Five Pounds by way of Penalty, shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the Treasurer of the said Company, unless such Treasurer shall pay such Costs and Charges out of any Money remaining in his Hands on account of the Water Rents herein directed and authorized to be received (which he is hereby authorized and empowered to do out of any Monies received or to be received by him as such Treasurer on account thereof by virtue of this Act), together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of any such Justice or Justices, and which Warrant such Justice or Justices is and are hereby required to grant, and such Penalties shall be paid to the Person or Party who shall have disbursed or incurred the Costs and Charges as aforesaid, and the Sufficiency or Insufficiency of any such Reinstatement or Repair shall, in case of any Dispute, be determined by any such Justice.

XXVIII. And whereas a Map or Plan, describing the Line of the said intended Aqueducts and Conduits, and the Lands through which the same respectively are intended to be carried, and the Situation of the intended Reservoirs, and a Book of Reference containing a List of the Names of the Owners and Occupiers, or reputed Owners and Occupiers respectively of such Lands, have been deposited at the Office of the Clerk of the Peace for the said City of *Limerick*; be it therefore further enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of the said Clerk of the Peace for the Time being or his Deputy; and all Persons shall at any reasonable Time have Liberty to inspect and peruse the same, and have a Copy thereof, or such Part thereof as such Person or Persons shall require, such Copy or Copies to be made by the said Clerk of the Peace or his Deputy, on being paid the Sum of One Shilling on every such Inspection, and at the Rate of Three-pence for every Seventy-two Words of such Copies; and the said Company of Proprietors, their Successors and Assigns, shall not, in laying and making such Aqueducts and Conduits of the aforesaid Waters, deviate more than Five hundred Yards from the Line or Course described in the said Map or Plan, nor make any Wells, Cisterns, or Reservoirs in any other Lands, Grounds, or Situations than in those therein described, without the Consent in Writing of the Owner or Owners of the Lands or Grounds in which they shall so deviate or make such other Wells, Cisterns, or Reservoirs.

XXIX. Provided always, and be it further enacted, That if any of the Lands or Grounds described or mentioned in the said Map or Plan and Book of Reference, or any of the Persons in whose Possession

Maps and Books of Reference to remain with the Clerk of the Peace.

Misnomers not to prevent Execution of the Act.

tion or Occupation the same or any Part thereof are or is stated or described to be, or the Owner or Owners, Leaseholder or Leaseholders thereof, or any other Person or Persons interested therein or in any Part thereof, shall happen by Mistake to be misnamed or inaccurately described, then and in such Case, on the same being certified by any Two of His Majesty's Justices of the Peace for the said City, such Misnomer or incorrect Description shall not prevent or retard the Execution of this Act, but the same Premises and every Part thereof shall and may be purchased, sold, assessed, and valued in manner as in this Act mentioned, and afterwards conveyed, disposed of, and applied for and to the Purposes of this Act, as fully and effectually as if the same was or were properly named and described in the said Map or Plan and Book of Reference.

Permission to  
Company to  
sink Wells.

XXX. And be it further enacted, That it shall and may be lawful to and for the said Company to make or sink any Well on the Land or Ground of any Person or Persons, and conduct the Water thereby obtained, or any other Water, into any of the Mains or Aqueducts to be made by the said Company in pursuance of this Act, with the Consent and Approbation in Writing under the Hand and Seal of the Owner and Occupier of the Land or Ground in which such Well shall be made or sunk, and over or through which any Pipe shall be laid to conduct the Water into the said Mains, Aqueducts, and of all such Persons as have any Right to the Use of the said Water: Provided always, that nothing herein contained shall be construed to be taken to give the aforesaid Company any Power or Authority to break up or raise the Streets or Pavements or Places of *Saint Michael's* Parish for any other Purpose than the actual and *bond fide* laying down, repairing, or altering the Pipes to be used for conveying the Water through the said Parish.

Not to take  
down Houses  
without Con-  
sent.

XXXI. Provided always, and be it further enacted, That the Powers and Authorities by this Act given shall not extend or be construed to extend to empower or authorize the said Company to take or pull down, for the Purposes of this Act, any Dwelling House or other Building made of Brick or of Stone and Mortar, that is erected at the Time of the passing of this Act, or to take in or make use of any Orchard or Garden that at the Time of passing this Act is inclosed with a Wall made of Stone and Mortar or Brick, more than Six Feet high above the Level of the Ground, or any planted Walk or planted Avenue to a House, or any enclosed Ground planted or set apart as a Nursery for Trees, or any Part thereof respectively, without the Consent in Writing of the Owner or Proprietor thereof first had and obtained.

Power to  
contract for  
the Purchase  
of Lands, &c.

XXXII. And be it further enacted, That it shall and may be lawful for the said Company, and they are hereby empowered, to contract for the absolute Purchase in Fee Simple, or for a Lease or Leases for Lives of Years, or for Lives and Years, with or without Covenant for Renewal thereof, of any Lands, Tenements, or Hereditaments which shall be requisite or useful for the Purposes of this Act, and to accept and take a Conveyance thereof; and it shall and may be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole

Sole, and all Tenants for Life or in Fee Tail General or Special, or for any Term or Terms for Years absolute or determinable on any Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, and other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts respectively, whether Infants or Issue unborn, Lunatics, Idiots, Femmes Covert, or other Person or Persons under any Disability of acting for himself or themselves, and also for all Femmes Covert who are or shall be seised, possessed of, or interested in their own Right, and for all and every Person and Persons who are or shall be seised, possessed of, or entitled to any Lands, Tenements, or Hereditaments which shall be thought necessary to be purchased for the Purposes of this Act, to treat, contract, and agree with the said Company for the Sale thereof, or for Satisfaction for any Damage which may be done thereto, and to sell and convey all or any Part thereof, and all Right, Title, and Interest whatsoever in and to the same, to the said Company for the Purposes of this Act; and all Contracts, Bargains, Sales, and Conveyances which shall be so made by virtue and in pursuance of this Act, shall, without any Fine or Fines, Recovery or Recoveries, or other Conveyances or Assurances in the Law whatsoever, and without Enrolment, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person or Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever of their several Cestuique Trusts, and all Persons whomsoever claiming or to claim by, from, or under them, and of all Persons entitled in Remainder or Reversion expectant on any such particular Estate, and the same shall be deemed and considered to bar the Dower and Dowers of such Person and Persons, and all Estates Tail and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of such Person and Persons claiming under them, as effectually as Fines or Common Recoveries would do if levied or suffered by the proper Parties in due Form of Law, any Law, Statute, or Usage, or any other Matter or Thing whatsoever to the contrary thereof in anywise notwithstanding; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Tenants for Life or in Fee Tail, General or Special, or for any Term or Terms of Years absolute or determinable on any Life or Lives, and all Feoffees Trust, Executors, Administrators, Husbands, Guardians, Trustees, and all and every other Person and Persons as are and shall be hereby indemnified for what he, she, or they shall do by virtue and in pursuance of this Act.

XXXIII. And be it further enacted, That if any Body Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Feme Covert, Tenant for Life, or Tenant in Tail, General or Special, or for Years determinable on any Life or Lives, or for any Life or Term of Years, Owner or Owners, Occupier or Occupiers, or other Person or Persons whomsoever interested in any Lands, Tenements, or Hereditaments which shall be necessary for making and placing any of the said Reservoirs, Wells, Cisterns, Drains, Aqueducts, Conduits, and other

Provision in case of Refusal or Inability to sell.

other Works and Conveniences which the said Company are hereinbefore enabled to purchase or treat for, shall refuse to treat, contract, or agree as aforesaid, or by reason of Absence or otherwise shall be prevented from treating, contracting, or agreeing, or shall decline or refuse to sell, convey, and dispose of the Premises whereof or wherein or whereunto they respectively shall be so seised, possessed, or interested or entitled as aforesaid, or their respective Rights, Titles, Claims, or Interests in, to, or upon the same, or any Part thereof, unto the said Company, or to such respective Person or Persons as they shall nominate for the Purposes and according to the Tenor, true Intent and Meaning of this Act, or shall not or cannot produce or make out a clear Title to the Premises they are in possession of, or to the Interest they claim therein, to the Satisfaction of the said Company, as the Case may be; or if any Dispute or Difference shall arise touching such Purchase or Purchases, Contract or Contracts, then and in every such Case the said Company are hereby empowered and authorized, before any General or Quarter Sessions of the Peace to be holden for the said City or any Adjournment thereof, to give or cause to be given to such Owner, by leaving the same at his usual Place of Abode, or the principal Officer or Officers of such Bodies Politic, Corporate, or Collegiate, or to leave or cause to be left at the House of the Tenant in possession Twenty-one Days Notice in Writing, denoting and particularly describing the Lands, Tenements, or Hereditaments intended to be purchased or contracted for, and stating that the Value or Compensation thereof shall be adjusted and settled by a Jury at the said Sessions or Adjournment thereof; and the Justices at the said Sessions, or any Adjournment thereof, upon Proof to them made of such Notice having been given or left, are hereby authorized and required to charge the Grand Jury impannelled at such Sessions assembled well and truly upon their Oaths to assess the Value of a fair Compensation for Injury to the Springs or Streams of Water, Lands, Tenements, and Hereditaments to which such Notices shall refer, and the Damages and Recompence to be awarded or given for the same to the respective Owner or Owners thereof, according to their respective Interests therein, to which said Jury the said Company and all Persons interested in the said Lands, Tenements, or Hereditaments shall have their lawful Challenges; and the Jury being so sworn and charged as aforesaid, and after proper Evidence to them on Oath given concerning the Nature, Quality, or Value of such Springs, Watercourses, Lands, Tenements, or Hereditaments so to be sold or conveyed as aforesaid, shall by their Verdict assess the Damages and Recompence to be given for the same to the respective Owner or Owners, Occupier or Occupiers thereof, according to their respective Interests therein; and such Verdict of the said Jury, and the Judgment of the said Justices upon the same, shall be final, binding, and conclusive to the said Company, and to all Person and Persons interested in the Springs, Watercourses, Lands, Tenements, and Hereditaments; and such Verdict, and the Judgment of the Justices thereupon, shall be fairly entered and kept among the Records of the Sessions of the said City, and the same or true Copies thereof shall be taken to be good and effectual Evidence and Proof in any Court of Law or Equity whatsoever; and all Persons may have recourse



recourse to the same *gratis*, and take Copies thereof, paying Three-pence for every Seventy-two Words, and so in proportion for any greater or less Number of Words.

XXXIV. Provided always, and be it further enacted, That it shall and may be lawful to any Person or Persons, Bodies Corporate or Politic, who have any Interest in the Amount of the Damages or Value ascertained by the Finding of the Grand Jury aforesaid, to traverse the said Finding, if he, she, or they shall think fit, and the Clerk of the Peace of the said City is hereby required to receive and record the said Traverse; and it shall and may be lawful to the Person or Persons, Bodies Politic or Corporate, who shall traverse the said Finding, to present a Petition to the Judge of Assize at the then next Assizes for the County of *Limerick* to try the said Traverse; and the Judge is hereby required to try the same, and for that Purpose to order the Sheriff of the said County of *Limerick* to return a competent Number of substantial Persons competent to serve on Juries, not less than Thirty-six and not more than Forty-eight, out of which Persons so to be returned a Jury of Twelve Persons shall be drawn by the Registrar of the said Judge or Person acting for him, in like Manner as Jurors for the Trial of Issues joined in His Majesty's Four Courts at *Dublin*, by an Act made in *Ireland* in the Twenty-ninth Year of His Majesty King *George* the Second, intituled *An Act for the better regulating Juries*, to be directed to be drawn, which Persons so returned are hereby required to come and appear before the said Judge, and all Persons concerned shall and may have their lawful Challenges against any of the said Jurymen; and the said Jury being sworn, and having heard the Evidence that shall be laid before them, and having been charged, shall return a Verdict in which they shall find the true Amount of the Damages or Value to be paid for the said Springs, Watercourses, Lands, Tenements, or Hereditaments, whether the same shall be more or less than the Amount of the Finding of the former Jury upon the Subject; and the Verdict of the said Jury so sworn before the said Judge of Assize shall be conclusive upon the Subject, and shall be recorded by the Clerk of the Peace for the City of *Limerick* among the Records of the said City, as the Finding of the former Jury was herein-before directed to be recorded, and the same, or true Copies thereof, shall be taken to be good and effectual Evidence and Proof in any Court of Law or Equity, and all Persons may have recourse to the same *gratis*, and take Copies thereof, paying Three-pence for every Seventy-two Words, and so on in proportion for any greater or less Number of Words.

Power of  
Traverse.

XXXV. Provided always, and be it further enacted, That a Notice in Writing of the said Traverse and intended Petition shall be served upon the said Company in the Manner herein-after directed for serving Notices upon them, if the said Traverse be not taken by them, or upon the Owner or Owners as aforesaid of the said Lands, Tenements, or Hereditaments, if the said Traverse be taken by the said Company, Ten Days previous to the First Day of the then next ensuing Assizes for the County of *Limerick*, the said Notice to be served in like Manner as the Notice herein-before directed to be served for the

Provision for  
Service of  
Notice of  
Traverse.

[Local.]

56 Z

Adjustment

Adjustment of the Value of the said Lands, Tenements, and Hereditaments at the Quarter Sessions; and provided that the Judge at the next ensuing Assizes shall and may, if he thinks proper, direct a further Notice to be served, and shall also, if he thinks proper, order the said Traverse to stand over till the then next Assizes, and the said Traverse shall thereupon be tried by the Judge of Assize for the County of *Limerick* at the Assizes to which the said Traverse shall have been ordered to stand over, in like Manner as it is hereby directed to be tried by the Judge to whom the Petition aforesaid shall have been presented, and the Proceeding then shall have the like Effect as if the said Traverse had not been ordered to stand over.

Verdict not to be binding unless Amount paid within Three Months.

XXXVI. Provided always, and be it further enacted, That in case the Sum or Sums so assessed by the said Jury at the Quarter Sessions aforesaid, (unless their Finding be traversed as aforesaid), or the Assizes aforesaid, which shall be ordered and adjudged to be paid by the said Company as a Satisfaction to the Owners, Occupiers, or others, for their respective Interests in the said Premises, shall not be paid, tendered, left, or deposited according to the true Intent and Meaning of this Act, within Three Calendar Months after the Finding by the Jury at the Quarter Sessions aforesaid, in case no Traverse shall be taken thereto, or the Verdict of the Jury at the Assizes aforesaid, in case a Traverse shall have been taken as aforesaid, then and in such Case the Verdict of the said Jury shall not be binding upon the Owners, Occupiers, or other Persons having or claiming Interests in the Lands and Tenements aforesaid, any thing herein contained to the contrary thereof in anywise notwithstanding.

How Expences of Juries shall be paid.

XXXVII. And be it further enacted, That in each and every Case where a Verdict shall be given for more Money for Recompence or Satisfaction for the absolute Sale for any Lands, Tenements, or other Hereditaments of or belonging to any Body or Bodies Politic, or Corporate, or Collegiate, or to any Person or Persons unknown, or as Compensation for any Damage done or to be done to any Lands, Tenements, Hereditaments, or other Property, than had been previously offered by or on behalf of the said Company of Proprietors or their Committee of Management, where any Verdict shall be found for any Damages where the Dispute is for Damages only, or where no Compensation had been previously offered or tendered in respect thereof by or on behalf of the said Company or their Committee of Management, or where, by reason of Absence in Foreign Countries, or other Impeachment or Disability as aforesaid, there shall not be found any Person or Persons at hand who may be legally capacitated to enter into a Contract with, and make Conveyances to, and receive Compensation from the said Company or their Committee of Management as herein-before mentioned, then and in all such Cases all the reasonable Costs and Expences, impannelling, summoning, and returning such Jury, and taking such Verdict, shall be settled by the said Sheriff and be defrayed by the said Company; and in case such Costs shall not be paid by the said Company of Proprietors or their Committee of Management within Twenty-one Days after the same shall be demanded, the same shall and may be levied by virtue of any Warrant under the Hand and Seal of any Justice of the Peace acting in  
and

and for the City of *Limerick* by Distress and Sale of the Goods and Chattels of the said Company or of their Treasurer; but if any Verdict shall be given for the same Sum as had been previously offered by or on behalf of the said Company or their Committee of Management, or for a less Sum than had been so previously offered, or in case of such Refusal or Neglect to enter into Treaty with, or make Conveyances to, or receive Compensation from the said Company of Proprietors or their Committee of Management, by any Body or Bodies Politic, Corporate, or Collegiate, or by any Person or Persons whomsoever, who is or are by the Provisions of the Act or otherwise legally capacitated to treat and convey, or to receive such Compensation as aforesaid, then and in all such Cases (except when by reason of Absence or otherwise any Person or Persons shall have been prevented from taking and agreeing as aforesaid, in which Case such Costs and Expences shall be paid by the said Company of Proprietors), the Costs and Expences of impannelling, summoning, and returning such Jury and taking such Verdict shall be borne and paid in the Manner following; (that is to say), One Moiety of the said Costs and Expences shall be borne and paid by the said Company or their Committee of Management, and the other Moiety thereof by the Body or Bodies Politic, Corporate, or Collegiate, or other Person or Persons with whom the said Company of Proprietors or their Committee of Management shall have such Disputes or Controversies; which said Costs and Expences having been so settled, shall and may be deducted out of the Money so assessed and adjudged as so much Money advanced to and for the Use of such Body or Bodies Politic, Corporate or Collegiate, or other Person or Persons as aforesaid, and the Payment or Tender of the Remainder of such Sum or Sums of Money shall be deemed and taken to all Intents and Purposes to be a Payment or Tender of the whole Sum or Sums of Money so assessed and adjudged; and in case no Compensation shall be given by such Verdict where the Dispute is for Compensation only, such Costs and Expences, after having been so ascertained and settled as aforesaid, shall and may be recovered by the said Company by such Ways and Means as are herein provided for the Recovery of any Penalty or Forfeitures incurred by this Act.

XXXVIII. And be it further enacted, That it shall be lawful for the said Company, and they are hereby authorized and empowered to contract and agree with the Owners of and other Persons interested in any Lands through which any Spring or Stream of Water, for the Purchase thereof, or for the Damage to be done thereto for the Purpose of this Act; and it shall be lawful for all Corporations Aggregate or Sole, Tenants for Life or in Tail, General or Special, Husbands, Guardians, Trustees, Committees, and other Persons, as well for and on behalf of themselves, their Heirs and Successors, as of any Femé Covert, Infants, Lunatics, or Persons under any other Disability or Incapacity, who are or shall be seised, possessed of, or interested in any Springs, Streams, or Sources of Water as aforesaid, to sell and convey to the said Company and their Successors (which Conveyance they are hereby enabled to accept and take), the Use of all or any such Springs, Streams, or Sources of Water, or their respective Interests therein, for the Purposes aforesaid, for such Price or Sums

Company may purchase Springs and Streams of Water, with Consent of Owners, for a Sum in gross.

Sums in gross as shall be agreed upon between the said Company and the Person or Persons so seised, possessed of, or interested in such Springs, Sources, or Streams, in such Manner and Form, and under and subject to such Conditions, Restrictions, Regulations, and Directions, both with regard to the Investment of the Purchase Money under the Direction of the Court of Chancery and otherwise as is herein-after provided, directed, expressed, and declared of and concerning the Purchase Money to be paid for Lands and Hereditaments which may be purchased for the Purposes of this Act: Provided that nothing herein contained shall be deemed, construed, or taken to authorize and empower the said Company to purchase, hold, or lease, or otherwise obtain Possession of any of the Pumps, Springs, or Wells within the said City, or any of the Wells called *Palmerston*, *Pennywell*, or other public Wells, from which the Inhabitants of the said City are at present or have been heretofore supplied; any thing herein contained to the contrary notwithstanding.

Application  
of Compensation  
Money  
if amount-  
ing to 200l.

XXXIX. And be it further enacted, That if any Money shall be paid, or agreed or ascertained by a Verdict or Verdicts as aforesaid to be paid for the Use, Purchase of, or Damage to any Spring or Stream of Water, Lands, Tenements, or Hereditaments, purchased, taken, or used by virtue of this Act for the Purposes thereof, which shall belong to any Body Politic, Corporate, or Collegiate, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on behalf of any Infant, Lunatic, Idiot, Feme Covert, or other Cestuique Trusts, or to any Person whose Lands, Tenements, or other Hereditaments are limited in strict or other Settlement, or to any other Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall be equal to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *Ireland*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there *ex parte* the *Limerick* Waterworks Company, pursuant to the General Orders of the said Court, without Fee or Reward, to the Intent that such Money may be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments, in the Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the said Lands, Tenements, or Hereditaments, or affecting any other Lands and Tenements standing settled therewith, to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, and Hereditaments which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in

the meantime and until such Purchase shall be made, the said Money shall, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name, in the Purchase of such Public Securities as are usually purchased by the Money of Suitors lodged in the said Court; and in the meantime and until the said Securities shall be ordered by the said Court to be transferred, the Interest or annual Dividends arising therefrom shall be paid to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case no such Purchase or Purchases had been made.

XL. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for the Use, Purchase of, or for the Damage to any Springs or Streams of Water, or any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his or her or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiocy, or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank of *Ireland*, in the Name and with the Privity of the said Accountant General of the Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid at the like Option to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by the said Committee (such Nomination and Approbation to be signified in Writing under the Hands or Seals of the nominating and approving Parties), in order that such Principal Money and the Dividends arising thereon, may be applied in manner herein-before directed, so far as the Case may be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

XLI. Provided always, and be it further enacted, That where such Money so agreed or awarded to be paid as last before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used by the said Company for the Purposes of this Act, in such Manner as the said Company shall think fit; or in case of Infancy, Idiocy, or Lunacy, then such Money shall be paid to his or their Guardian or Guardians, Committee or Committees; to and for the Use and Behoof of such Person or Persons so entitled respectively.

XLII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Use,

[Local.]

57 A.

In case of not making out Titles, &c.

Purchase  
Money to be  
paid into the  
Bank of  
Ireland.

Use, Purchase of, or for Damage of any Spring or Stream of Water, Lands, Tenements, or Hereditaments, to be purchased, taken, or used by the said Company by virtue of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises, or cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall and may be lawful for the said Company to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *Ireland* in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Controul, and Disposition of the said Court of Chancery; which said Court of Chancery, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order a Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *Ireland*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Where  
Doubts shall  
arise as to  
Title to Mo-  
ney, &c.

XLIII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *Ireland* in the Name and with the Privity of the Accountant General of the Court of Chancery, in pursuance of this Act, for the Use, Purchase of, or for the Damage of any Spring or Stream of Water, Lands, Tenements, or Hereditaments, to be purchased, taken, or used for the Purposes of this Act, or of any Estate, Right, or Interest therein, or to any Public Securities to be purchased with any such Money, or the Dividends or Interest of any such Securities, the Person or Persons who shall have been in Possession or Enjoyment of such Springs or Streams of Water, Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Spring or Stream of Water, Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Chancery; and the Dividends and Interest of the Securities to be purchased with such Money, and also the Capital of such Securities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was

or were lawfully entitled to such Spring or Stream of Water, Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

XLIV. Provided also, and be it enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or a Corporation, entitled to any Spring or Stream of Water, Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall and may be lawful for the said Court of Chancery to order the Expences of all Purchases to be from Time to Time made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Company out of the Monies to be received by virtue of this Act, and the said Company shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Court of Chancery may order Expences of Purchases to be paid.

XLV. And be it further enacted, That from and immediately after actual Payment or Tender being made of the Monies contracted and agreed, or otherwise awarded or adjudged to be paid by the said Company as the Purchase Money or Recompence for any Springs, Wells, Streams of Water, Lands, Tenements, or Hereditaments which shall be purchased or taken or used by the said Company by virtue or in pursuance of this Act, or for any Estate, Right, or Interest therein, to the Person or Persons, Party or Parties respectively entitled to receive the same Monies, or (where the Provisions of this Act shall so require or allow) on actual Payment thereof into the Bank of *Ireland* for the Purpose of being disposed of in the Manner in this Act directed, all and every the Springs, Wells, and Streams of Water, Lands, Tenements, and Hereditaments, Estate, Right, or Interest for or in respect whereof such Monies shall have been so paid or tendered, shall absolutely vest in the said Company of Proprietors, and shall or may be taken and used by them for the Purposes of this Act; and the said Company shall, after such Payment or Tender, be deemed in Law to be in the actual Seisin or Possession thereof, to all Intents and Purposes whatsoever, freed and discharged of and from all former and other Estates, Rights, Titles, Interests, Claims, and Demands whatsoever; any Law, Statute, Usage, or Custom to the contrary in anywise notwithstanding.

Property purchased to vest in Company.

XLVI. And be it further enacted, That all Sales, Conveyances, and Assurances of any Spring or Stream of Water, Lands, Tenements, or Hereditaments, to be made to the said Company shall be made in the Form or to the Effect following; (that is to say),

Form of Conveyance.

I [or We] of  
in consideration of the Sum of  
to me [or us] paid by the *Limerick* Water Company, established by  
virtue of an Act of Parliament made in the Sixth Year of the Reign  
of King George the Fourth, intituled *An Act [here set forth the Title*  
of

of this Act] do hereby grant and convey to the said Company and their Successors, all [*describing the Premises to be conveyed*] and all my [*or our*] Right, Title, and Interest to and in the same, and every Part thereof, to hold to the said Company and their Successors for ever [*or for less Time, as the Case may be*]. In witness whereof, I [*or we*] have hereunto set my Hand and Seal [*or our Hands and Seals*], or our Common Seal, this  
 Day of \_\_\_\_\_ in the Year of our Lord \_\_\_\_\_

And every such Sale, Conveyance, and Assurance so made shall be good, valid, and effectual to all Intents and Purposes whatsoever; any Law, Statute, Usage, or Custom to the contrary thereof notwithstanding.

Tenants to deliver Possession at One Month's Notice.

XLVII. And be it further enacted, That every Tenant of any Lands, Tenements, or Hereditaments to be purchased for the Purposes of this Act, shall deliver up Possession of the same to the said Company, or to such Person or Persons as they shall appoint to take Possession thereof, upon receiving One Calendar Month's Notice to quit such Possession from the Clerk of the said Company, or from the Person or Persons so authorized by them to take such Possession; and such Person and Persons shall, at the End of the said One Calendar Month, whether such Notice be given with reference to the Time or Times of such Tenants holding or not, or so soon after as he, she, or they shall be required, peaceably and quietly deliver up the Possession of the said Premises to the said Company, or the Person or Persons authorized by them to take Possession thereof, (such Authority being specified under the Hand of the Clerk to the said Company): Provided always, that the said Company shall first make or tender such Recompence and Satisfaction to the said Tenants or Occupiers, as the said Company shall think just and reasonable; and in case of any Dispute concerning the same, such Recompence and Satisfaction shall be settled and ascertained in such and the like Manner as the Recompence and Satisfaction to be made by the said Company for the Purchase of Lands, Tenements, or Hereditaments for the Purposes of this Act, are herein directed to be ascertained and settled; and in case any such Person or Persons so in Possession as aforesaid shall refuse to give such Possession as aforesaid, (all such reasonable Satisfaction being first made or tendered), it shall and may be lawful for the said Company to issue their Precept or Precepts to the Sheriffs of the said City of *Limerick*, to deliver Possession of the said Premises to such Person or Persons as shall in such Precept or Precepts be nominated to receive the same, and the said Sheriffs are hereby required to deliver Possession of the said Premises accordingly, and to levy such Costs as shall accrue from the issuing and execution of such Precept or Precepts on the Person or Persons so refusing to give such Possession as aforesaid, by Distress and Sale of his, her, or their Goods.

Company may sell Lands, &c. not wanted for the Purposes of this Act.

XLVIII. And whereas, in order more effectually to carry into effect the Purposes of this Act, the said Company may purchase Lands, Buildings, or Hereditaments, which, or Part whereof, may afterwards be considered as unnecessary to be made use of for the Purposes of



of this Act; be it therefore enacted, That it shall be lawful for the said Company to sell and dispose of, and by Indenture under their Common Seal absolutely to grant and convey such Part or Parts of the Lands, Buildings, or Hereditaments which shall be so purchased by and conveyed to the said Company as aforesaid, and as shall not be wanted for the Purposes aforesaid; and all such Conveyances shall be good, valid, and effectual, any Law, Statute, or Custom to the contrary thereof in anywise notwithstanding; and upon Payment of the Money which shall arise by Sale or Sales of such Lands, Buildings, or Premises, or any Parts or Parcels thereof, it shall be lawful for the Treasurer or Treasurers for the Time being of the said Company of Proprietors to sign and give Receipts for the Monies for which the same shall be sold, which Receipts shall be sufficient Discharges to any Person or Persons for the Purchase Money for which the said Lands, Buildings, or Premises shall be sold, or for so much thereof as in such Receipt shall be expressed to be received; and such Person or Persons shall not be answerable for any Loss, Misapplication, or Nonapplication of such Purchase Money, or any Part thereof.

XLIX. And be it further enacted, That the said Company may and they are hereby empowered to sell and dispose of any such Lands, Tenements, or Hereditaments which may become useless or unnecessary, to such Person or Persons as shall become willing to purchase or re-purchase the same: Provided always, that the said Company, before they shall sell and dispose of any such Lands, Tenements, or Hereditaments as aforesaid to any other Person or Persons, shall first offer the same to the Person or Persons of whom the same shall have been purchased; and if such Person or Persons respectively shall then and thereupon refuse, or shall not agree (except with respect to or on account of the Price thereof) to purchase the same, an Affidavit to be made and sworn before a Master or Master Extraordinary in the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the County, Liberty, or Place where such Ground is situate, (who are hereby respectively empowered to take such Affidavit), by some Person or Persons no way interested in the said Lands, Tenements, or Hereditaments, stating that such Offer was made by or on the Behalf of the said Company, and that such Offer was then and thereupon refused, or was not agreed to by the Person or Persons to whom the same was made, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made by or on the Behalf of the said Company, and that such Offer was then and thereupon refused, or was not agreed to by the Person or Persons to whom the same was made, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made, and was refused or not agreed to by the Person or Persons to whom such Offer was made, (as the Case may be); and in case such Person or Persons shall be desirous of purchasing such Lands, Tenements, or Hereditaments, and he, she, or they, and the said Company shall differ or not agree with respect to the Price thereof, then the said Price or Prices thereof shall be ascertained by a Jury, and the Expences of hearing and determining such Difference shall be borne and paid in manner herein-before mentioned with respect to such Purchases made by the said Company, *mutatis mutandis*; and the Money to arise by the Sale or Sales of such Lands,

When any Parts of the Lands purchased are to be sold, the first Offer to be made to the original Owners.

Tenements, or Hereditaments shall be applied by the Company to the Purposes of this Act, but the Purchaser or Purchasers thereof shall not be answerable or accountable for any Misapplication or Non-application of such Money; and the Conveyances of such Lands, Tenements, or Hereditaments shall be made to the Purchaser or respective Purchasers thereof, and in such Manner and Form as is herein-before directed with respect to the Conveyances to be made of the Land constituting any Part of the said Lands, Tenements, and Hereditaments herein-before directed to be sold.

To pay Compensation to Millers.

L. And be it further enacted, That the said Company shall and they are hereby directed and required to make full Recompence and Satisfaction to the Owners and Occupiers of any Mills, Messuages, Lands, and Hereditaments situate and being on or near the River *Shannon*, or on or near any Brook, Stream or Streams supplied therefrom, for any Loss or Injury they sustain by any Water being altogether or partially diverted from the said River, or from any such Brook or Brooks, Stream or Streams; and in case of any Dispute or Difference respecting the Amount of such Recompence or Satisfaction, the same shall be settled and ascertained by a Jury in the Manner hereby directed for ascertaining the Value of Lands to be purchased for the Purposes of this Act.

Inhabitants may lay down Service Pipes to those of the Company, after giving Notice.

LI. And be it further enacted, That such of the Inhabitants of the said City as shall be desirous of having Water from the said Waterworks laid into their Houses, Buildings, or other Premises, may and are hereby authorized and empowered, at their own Expence, having given Ten Days previous Notice in Writing of his or her Intention so to do, to the said Company of Proprietors, and with the Consent of the Owners of the Premises through which the Pipes shall be conveyed, to open the Ground between the Company's Aqueduct or Main Pipes, and the respective Houses, Buildings, or other Premises of such Inhabitants, and to lay any Leaden or other Pipe or Pipes of the Bore of Three-quarters of an Inch, without the Consent of the said Company, paying the Rates herein specified for the same to the said Company, or of greater Bore if the said Company shall consent thereto, from such respective Houses, Buildings, or other Premises, to communicate with the said Aqueducts or Main Pipes, such respective Inhabitants paying to the said Company the Rate which shall be agreed upon between the said Person and the said Company for such greater Bore; and in case of default of Payment of any such Rate or Rates, or Sum or Sums of Money so to be paid, it shall be lawful for the said Company to cause the Pipe or Pipes belonging to the Person or Persons making such Default, and communicating with the Aqueducts or Main Pipes belonging to the said Company of Proprietors, to be separated from the said Aqueducts or Main Pipes, and to cause the Water to be stopped from issuing or running unto the said Houses, Buildings, and other Premises of every Person making such Default; and that the Rate, Sum or Sums of Money which shall be due and in arrear from such Person or Persons of the said Company, shall and may be recovered by the said Company of Proprietors, by Distress and Sale of the Goods and Chattels being upon the Premises which were supplied with Water by the said Pipes, in the same Manner as

Rents reserved on common Demises between Landlord and Tenant may by Law be recovered : Provided always, that all and every Person and Persons who shall have laid any Leaden Pipe or other Pipes as aforesaid, shall be at liberty to remove and take away such Pipe and Pipes, and the Cock or Cocks to such Pipe or Pipes belonging thereto.

LII. Provided always, and be it further enacted, That it shall not be lawful for the said Company to refuse to any such Owner or Inhabitant wishing for the same, and being willing to comply and complying with the Terms and Conditions in this Act contained, a Supply of Water from the said Works ; nor shall the said Company be at liberty to charge, or directly or indirectly take or receive, any greater Rate or Rates for the Supply of the said Water than herein-after mentioned ; (that is to say), where the annual Rack Rent or Value of the House or Building, Yard or Offices, to be supplied with Water, shall not exceed Ten Pounds, at and after the Rate of Twenty Shillings *per* Year ; and where the annual Rack Rent or Value shall be above Ten Pounds, and shall not exceed Twenty Pounds, at and after the Rate of Two Pounds *per* Year ; and where the annual Rack Rent or Value shall be above Twenty Pounds, and shall not exceed Thirty Pounds, at and after the Rate of Two Pounds Sixteen Shillings *per* Year ; and where the annual Rack Rent or Value shall be above Thirty Pounds, and shall not exceed Forty Pounds, at and after the Rate of Three Pounds Fifteen Shillings *per* Year ; and where the annual Rack Rent or Value shall be above Forty Pounds, and shall not exceed Sixty Pounds, at and after the Rate of Five Pounds *per* Year ; and where the annual Rack Rent or Value shall be above Sixty Pounds, and shall not exceed Eighty Pounds, at and after the Rate of Five Pounds Twelve Shillings *per* Year ; and where the annual Rack Rent or Value shall be above Eighty Pounds, and shall not exceed One hundred Pounds, at and after the Rate of Six Pounds Five Shillings *per* Year ; and where the annual Rack Rent or Value shall be above One hundred Pounds, at and after the Rate of Seven Pounds *per* Year ; except for each House, Building, Yard, or Office occupied by any Innkeeper, Victualler, Livery Stable Keeper, Maltster, Brewer, Distiller, Dyer, Hatter, Woolcomber, or other Person who shall use large Quantities of Water in his or her Trade or Business, and in every such Case such Sum as the said Company shall think reasonable.

LIII. And be it further enacted, That in case the said Company shall wilfully neglect or refuse to supply any of the said Inhabitants occupying any private Dwelling House in any Square, Street, Close, or Lane where the Pipes of the said Company shall be laid with Water, for the Use of his or her own Family at the Rate aforesaid, and with Pipes of the Dimensions aforesaid, for the Space of Ten Days after Demand in Writing shall have been made by such Inhabitant to the said Company, for such Supply of Water, and Tender made of the Amount of the Rate for One Year for such Supply, the said Company shall forfeit and pay to such Inhabitant the Sum of Ten Pounds Sterling, and the Amount of the Rate so tendered, in case the said Company or Proprietors at the Time of such Demand and Tender being made, can grant such Supply of Water without lessening the Supply

Limiting the Amount of Rates.

Penalty on Company not supplying Inhabitants.

Supply to the other Tenants of the said Company, but not otherwise; to be levied and recovered by virtue of a Warrant under the Hands and Seals of any Two of His Majesty's Justices of the Peace acting for the said City of *Limerick* and County of the said City, by Distress and Sale of the Goods and Chattels of the said Company.

Penalty for Injury to Works or fouling Waters.

LIV. And be it further enacted, That if any Person shall wilfully or maliciously hinder or interrupt, or cause or procure to be hindered or interrupted, the said Company, or their Managers, Agents, Servants, or Workmen, or any of them, in doing or performing any of the Works, or in the Exercise of any of the Powers and Authorities in this Act authorized or contained; or if any Person shall wilfully or maliciously break, throw down, injure, damage, or destroy any Wells, Cisterns, Reservoirs, Aqueducts, Pipes, Drains, Plugs, Cocks, Works, Matters, or Things belonging to the said Company, made or to be made and provided in pursuance of this Act, or for the Purpose of the Execution of the Powers herein contained; or if any Person shall bathe in any of the Wells, Cisterns, or Reservoirs belonging to the said Company, or shall wade into, or wash, cast, put, or throw any Dog or Cat, or other Animal, alive or dead, or any Cloth, Wool, Filth, Dirt, or other noisome Matter or Thing, or cause, permit, or suffer the Water of any such Sewer or Drain to run or be conveyed into any of the Wells, Cisterns, or Reservoirs, Pipes or Conduits, or otherwise wilfully foul, or cause or render noisome or impure the Water running to or contained in any of such Wells, Cisterns, or Reservoirs, Pipes or Conduits, any Person offending in any of the Cases aforesaid, shall for every such Offence forfeit and pay any Sum not exceeding the Sum of Ten Pounds Sterling.

Penalties on Persons supplied with Water supplying others, or wasting the Water.

LV. And be it further enacted, That if any Person or Persons supplied with Water by virtue of this Act shall wilfully permit any other Person or Persons, not having the Authority or Consent of the said Company, to take any Water supplied to him or them by the said Company, or shall supply any other Person or Persons with any such Water, or shall, by negligently suffering his, her, or their Pipes or Aqueducts, or the Cocks belonging thereto, to be put out of Repair, occasion the Water thereby supplied to run waste, then and in every such Case, every Person so offending as aforesaid shall forfeit and pay to the said Company for every such Offence any Sum not exceeding Ten Shillings, according to the Discretion and Decision of the Justice of the Peace before whom the same shall be recovered, over and above the full Amount of the Damage sustained by the said Company, by the Act or Means in respect of which such respective Penalties shall be incurred, and the said Company shall be at liberty to cut off the Supply of Water from the House, Building, or Tenement of every Person so offending.

Persons permitted to supply Water in certain Cases.

LVI. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend to subject any Person or Persons whomsoever, supplied with Water by virtue of this Act, to a Penalty or Forfeiture for supplying any Person or Persons whomsoever with any Quantity of such Water in case of Fire, or from supplying any Person or Persons usually supplied with Water from the  
said

said Company, during any Time that the Pipe or Pipes, Cock or Cocks, belonging to such Person or Persons, shall and may happen to be out of Repair; such Pipe or Pipes, Cock or Cocks, nevertheless to be repaired as soon as may be after any Damage shall happen thereto.

LVII. And be it further enacted, That the said Company shall and they are hereby required, upon the laying down any Main Pipe in any Street, Passage, or Place for supplying the same with Water, to fix and place, or cause to be fixed and placed, at the Time of laying down such Main Pipe, One or more proper and sufficient Fire Plug or Fire Plugs in each such Street, Passage, or Place, for the Supply of Water for the extinguishing of Fire; and when and so soon as any such Fire Plug shall be finished, the said Company shall immediately deliver a Key or Keys of such Fire Plug or Fire Plugs at each Place within the County of the City of *Limerick* where any Engine shall be kept for the extinguishing of Fires.

Company to  
make Fire  
Plugs in  
every Street,  
&c.

LVIII. And be it further enacted, That it shall and may be lawful to and for the Engineer or any other Person or Persons acting by or under the Authority of the said Company of Proprietors of the said City of *Limerick* Waterworks, or of their Committee, at all reasonable Times in the Day-time, between the Hours of Ten in the Forenoon and Four in the Afternoon, upon giving One Hour's previous Notice of their Intention, to enter into any House, Building, or other Premises supplied with Water by virtue of this Act, in order to inspect and examine if there be any Waste or improper Appropriation of the Water so supplied by the said Company of Proprietors; and if such Engineer, or other Person acting by or under the Authority of the said last-mentioned Company of Proprietors, their Committee, shall at any Time or Times be refused Admittance or Entrance into any such Dwelling House, Building, or other Premises for the Purpose of such Inspection or Examination as aforesaid, or on being admitted shall be obstructed or prevented from making such Inspection or Examination as aforesaid, then and in every such Case it shall and may be lawful to and for the said Company of Proprietors to cut and turn off the Water supplied by the said Company of Proprietors from such House, Building, or other Premises.

Company to  
enter Pre-  
mises to see  
that there is  
no Waste of  
Water.

LIX. And in order to prevent as much as possible the wilful and negligent Waste of Water, be it further enacted, That each and every Person supplied with Water by virtue of this Act, he, she, or they is and are hereby required to provide a proper Cistern or Cisterns of Lead, Stone, Brick, or Wood, or other Material, to receive and hold such Quantity of Water as shall be deemed sufficient for his, or her, or their Consumption; and he, she, and they is and are hereby required to provide a Valve or Ball and Stopcock, and to fix or cause to be fixed the same to the Pipe conducting the Water from the Main or Service Pipes belonging to the said Company of Proprietors to such Cistern or Cisterns, and at all Times afterwards shall keep the same in good Repair, for the Purpose of preventing Water running into such Cistern or Cisterns from running to waste when the same shall be full; and in case any Person or Persons supplied with Water by virtue

Cisterns,  
Stopcocks,  
and Balls to  
be provided.

of this Act, shall neglect to provide such Cistern or Cisterns, and also a Ball or Valve and Stopcock, and to affix or to be affixed the same in manner aforesaid, for the Purpose of preventing the Water from running to waste when such Cistern or Cisterns shall be full as aforesaid, it shall and may be lawful to and for the said Company or their Committee, or any Person or Persons acting by virtue of or under the Authority of the said Company of Proprietors, to cut off and turn off the Water by such Ways and Means as to him or them shall seem right or proper, from the House, Building, or other Premises of every such Person, until such Cistern or Cisterns, Ball and Stopcock shall be provided, and such Ball or Stopcock added in manner aforesaid.

Power to  
raise Money  
by Mortgage  
of the Un-  
dertaking.

LX. Provided always, and be it further enacted, That in case the said Company shall be desirous of raising any Sum by Mortgage of the said Undertaking, not exceeding the Sum of Twenty-five thousand Pounds, it shall be lawful for the said Company to borrow and take up at Interest all or any Part of such additional Sum in One or more Sum or Sums on the Credit of the said Undertaking; and to assign the Property of the said Company, and the Profits and Advantages arising and to arise to the said Company by virtue of this Act, as a Security for any Sum or Sums of Money so to be borrowed, with Interest to such Person or Persons as shall advance the same; all which said Assignments shall be made at the Costs of the said Company under their Common Seal, and be registered by the Clerk of the said Company in a Book to be kept for that Purpose, and the same shall be in the Form or to the Effect following; that is to say,

Form of  
Mortgage.

BY virtue of an Act passed in the Sixth Year of the Reign of King George the Fourth, intituled *An Act for better supplying the City and Liberties of Limerick in the County of the City of Limerick with Water*; we, the *Limerick Waterworks Company*, incorporated by and under the said Act, in consideration of the Sum of \_\_\_\_\_ to us in hand paid by \_\_\_\_\_ of \_\_\_\_\_ do hereby bargain, sell, and assign unto the said \_\_\_\_\_ Executors, Administrators, and Assigns, the said Undertaking, and all the Works thereto belonging, and all and singular the Sums of Money payable to us for Water by virtue of the said Act, and all our Estate, Right, Title, and Interest of, in, and to the same; to hold unto the said \_\_\_\_\_ Executors, Administrators, and Assigns, until the said Sum of \_\_\_\_\_ with Interest for the same after the Rate of \_\_\_\_\_ per Annum, shall be fully paid and satisfied. Given under our Common Seal this \_\_\_\_\_ Day of \_\_\_\_\_ in the Year of our Lord,

And the Person or Persons to whom such Assignments shall be made, shall be entitled to the said Undertaking, Profits, and Advantages so to be assigned; and the Person or Persons to whom any such Assignments shall be made as aforesaid, or who shall be entitled to the Monies due thereon, may from Time to Time transfer his, her, or their Right or Interest therein to any Person or Persons by Writing under his, her, or their Hand and Seal, or Hands and Seals, in the Form or to the Effect following; that is to say,

I consideration of the Sum of \_\_\_\_\_ of \_\_\_\_\_ in \_\_\_\_\_ Form of  
 \_\_\_\_\_ paid by \_\_\_\_\_ Transfer.  
 \_\_\_\_\_ do hereby transfer a certain Mortgage  
 \_\_\_\_\_ by the *Limerick Waterworks Company* to  
 \_\_\_\_\_ bearing Date the \_\_\_\_\_ Day of \_\_\_\_\_  
 \_\_\_\_\_ for securing the Sum of \_\_\_\_\_ and all Interest now  
 \_\_\_\_\_ due and to become due, and all my Right and Property therein, to  
 \_\_\_\_\_ the said \_\_\_\_\_, his, her, or their (*as the Case*  
 \_\_\_\_\_ *may be*) Executors, Administrators, and Assigns. Dated this  
 \_\_\_\_\_ Day of \_\_\_\_\_ in the Year of  
 \_\_\_\_\_ our Lord \_\_\_\_\_

And every such Transfer shall, within Twenty-one Days after the  
 Date thereof, be produced to the Clerk of the said Company, who  
 shall cause a Memorandum to be made thereof in like Manner as the  
 original Mortgages or Assignments are herein-before directed to be  
 registered, for which the said Clerk shall be paid such Sum as the  
 Company shall appoint, not exceeding Two Shillings and Sixpence;  
 and every such Entry made of such Transfer shall from thenceforth  
 entitle such Assignee or Assignees, his, her, or their Executors, Ad-  
 ministrators, and Assigns, the full Benefit of the original Mortgage,  
 and it shall not from thenceforth be in the Power of any Person or  
 Persons, who shall have made such Assignment; void, release, or  
 discharge the original Mortgage, or any Money thereby secured, or  
 any Part thereof; but neither such Mortgagee or Mortgagees, nor his  
 or their Assignee or Assignees, shall, in respect of any such Mortgage,  
 be deemed a Proprietor in the said Concern, or be capable of acting  
 in any respect as such.

LXI. And be it further enacted, That in case the Works for supply- Time limited  
 ing the said City or Liberties thereof with Water, shall not be comple- for Comple-  
 ted so as to answer the Purposes within Ten Years from and after tion of the  
 the passing of this Act, all the Powers and Authorities herein con- Works.  
 tained relative thereto shall cease, and determine, save only as to so  
 much thereof as shall have been completed.

LXII. And be it further enacted, That when and as often as any In case of  
 Sum or Sums of Money shall be directed or ordered to be paid by Nonpayment  
 any Justice or Justices of the Peace, as or by way of Compensation or of Compens-  
 Satisfaction for any Materials or Costs, or for any Damage, Spoil, or tion for Da-  
 Injury of any Nature or Kind whatsoever done or committed by the mages, &c.  
 said Company, or any Person or Persons acting by or under their the same to  
 Authority, and such Sum or Sums of Money shall not be paid by be levied by  
 the said Company, to the Party or Parties entitled to receive the same, Distress of  
 within Ten Days after Demand in Writing shall have been made by Goods vested  
 the Clerk of such Justices to the said Company, or their Treasurer, in the Com-  
 pursuance of the Direction or Order made by such Justice or Justices, pany or their  
 and in which Demand the Order of such Justice or Justices shall be Treasurer.  
 stated, then and in such Case the Amount of such Compensation or  
 Satisfaction shall and may be levied and recovered by Distress and  
 Sale of the Goods and Chattels vested in the said Company, or of the  
 Goods and Chattels of their Treasurer for the Time being, under a  
 Warrant to be issued for that Purpose by such Justice or Justices,  
 which

which Warrant any such Justice or Justices is and are hereby authorized and required to grant under his Hand and Seal, or their Hands and Seals, on Application made to him or them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money as or by way of Compensation or Satisfaction for any such Materials; Costs; Damages, Spoil, or Injury as aforesaid; and in case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs and Expences of hearing and determining the Matter in dispute, and also the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned on Demand to the said Company or to their Treasurer for the Time being (as the Case may be): Provided always, that it shall and may be lawful for such Treasurer to retain, out of any Monies which he shall have received or shall receive in pursuance of this Act, all such Damages, Costs, Charges, and Expences as he shall have sustained or be put unto by virtue of any such Warrant as aforesaid.

Damages and Charges in case of Dispute to be settled by Justices.

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

Recovery and Application of Penalties.

LXIV. And be it further enacted, That all Penalties and Forfeitures for all and every the Offences in this Act mentioned, in relation to which the Manner of convicting the Offender or Offenders is not particularly mentioned or directed, or which shall be inflicted or imposed by any Rule, Order, or Bye Law to be made under the Authority of this Act, shall, in case of Nonpayment thereof, be adjudged by and recovered before any Justice of the Peace for the County wherein the Offence shall arise in a summary Way; and any such Justice of the Peace is hereby authorized and empowered to convict the Offender or Offenders upon Information by the Oath of any Person or Persons, or on the Confession of the Party offending, which Oath such Justice is hereby authorized to administer; and in default of Payment of such Penalties or Forfeitures, the same shall be levied by Distress and Sale of the Offender's Goods and Chattels, or of the Goods and Chattels of the said Company, if they shall offend and be convicted as aforesaid of any Offence in this Act mentioned, by Warrant under the Hand and Seal of such Justice, and one Moiety of the Penalties and Forfeitures when recovered, after rendering the Overplus (if any), on Demand, to the Party or Parties whose Goods and Chattels shall be so distrained, the reasonable Charge for such Distress and Sale being first deducted, shall be paid to the Informer, and the other Moiety thereof shall be applied towards the Relief of such of the public Charities of the said City or Liberties as shall be selected by the Justice or Justices of the Peace before whom such Penalties shall be



be recovered; and in case such Penalties and Forfeitures shall not be forthwith paid upon Conviction by any Person or Persons offending and convicted, then it shall be lawful for such Justice to order the Offender or Offenders to be detained in safe Custody until Return can be conveniently made to such Warrant or Warrants of Distress, unless the said Offender or Offenders shall give sufficient Security to the Satisfaction of such Justice for his or their Appearance before him, on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Ten Days from the Time of making any such Security, and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant or Warrants, it shall appear that no sufficient Distress can be had thereupon, or in case it shall appear to the Satisfaction of any such Justice, either by the Confession of the Offender or Offenders, or otherwise, that such Offender or Offenders hath or have not sufficient Goods and Chattels whereon such Penalties, Fines, Costs, and Charges may be levied were a Warrant of Distress issued, such Justice shall not be required to issue such Warrant of Distress; and thereupon it shall be lawful for any such Justice of the Peace, and he is hereby authorized and required by Warrant under his Hand and Seal, to commit such Offender or Offenders to the House of Correction, or Common Gaol for the County wherein such Offence shall arise, for any Time not exceeding Six Calendar Months.

LXV. And be it further enacted, That every Justice of the Peace before whom any Person shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up according to the Form following; that is to say,

Form of Conviction.

County of the City }  
of Limerick to }  
wit. } **BE** it remembered, That on the \_\_\_\_\_ Day  
of \_\_\_\_\_ in the Year of our Lord  
\_\_\_\_\_ is convicted before  
me, One of His Majesty's Justices of the Peace for the  
by virtue of an Act of Parliament passed in the Sixth Year of the  
Reign of King *George* the Fourth [*here insert the Title of this Act*],  
of having [*here specify the Offence or Omission, and the Time and  
Place when and where committed, as the Case may be*], contrary to  
the said Act; for which Offence I do adjudge the said  
to have forfeited the Sum of \_\_\_\_\_ Given  
under my Hand and Seal, the Day and Year first above written.

LXVI. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Information, Summons, Conviction, Warrants of Distress, or other Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers on account of any Irregularity that shall be afterwards done by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularities may recover Satisfaction for the special Damage in an Action on the Case.

Distress not unlawful for Want of Form.

[Local.]

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LXVII. Pro-

Appeal may  
be made to  
the Quarter  
Sessions.

LXVII. Provided always, and be it further enacted, That any Body or Bodies Corporate or Collegiate, or any other Person or Persons whomsoever, thinking himself, herself, or themselves aggrieved by any Order or Judgment made or given in pursuance of any Rule, Bye Law, or Order of the said Company of Proprietors; or by the Order or Determination of any Justice or Justices of the Peace in pursuance of this Act, may, within Three Calendar Months after the Cause of Complaint shall have arisen, appeal to the Justices of the Peace at their next General or Quarter Sessions of the Peace to be holden for the said County of the City of *Limerick*, the Person or Persons appealing having first given at least Twenty-one Days Notice of such Appeal, and of the Nature and Matter thereof, to the Person or Persons appealed against, or to the Clerk or Superintendent of the said Company, and forthwith after such entering into a Recognizance before some Justice of the Peace for the said County, with sufficient Securities conditioned to try such Appeal, and to abide the Order and Award of the said Court thereon; and the said Justices, upon due Proof of such Notice and Recognizance having been given and entered, shall in a summary Way hear and determine such Complaint at such General or Quarter Sessions of the Peace, or if they shall think proper, may adjourn the Hearing thereof to the next General Quarter Sessions of the Peace to be held for the said County of the said City, and if they see Cause, may mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Rule, Bye Law, Order, or Determination, and shall and may also award such Satisfaction to be made to the Party injured, or such Costs to either of the Parties, as they shall judge reasonable and proper; and all such Determination of the said Justices shall be final, binding, and conclusive upon all Parties, to all Intents and Purposes whatsoever.

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

LXVIII. And be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants, Ten Days before such Action shall have been commenced, of such intended Action, signed by the Attorney of the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in any such Action if a Tender of sufficient Amends shall have been made to him, her, or them, or to his, her, or their Attorney, by or on behalf of the Defendant or Defendants, before such Action brought; and in case no such Tender shall be made, it shall be lawful for the Defendant or Defendants in any such Action, by Leave of the Court at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think proper, whereupon such Proceedings, Order, and Judgment shall be made or given by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Limitation of  
Actions.

LXIX. And be it further enacted, That no Action or Suit shall be brought against any Person or Persons for any thing done in pursuance of this Act, or in relation to the Matters herein contained, after Twelve Calendar Months from the Fact committed; and every such  
Action

Action or Suit shall be brought and tried in the County or County of the City aforesaid, where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in every such Action or Suit shall or may, at his or their Election, plead specially or the General Issue, and give this Act and the special Matter in Evidence at any Trial, and that the same was done in pursuance and under the Authority of this Act; and if the same shall appear to have been so done, or if such Action or Suit shall have been brought before the Expiration of Ten Days after such Notice shall have been given as aforesaid, or after sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same, or shall be brought in any other County or Place than as aforesaid, then and in every of the said Cases, the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs be nonsuited, or discontinue his or their Action or Suit after the Defendant or Defendants shall have appeared, or upon any Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, then and in every such Case the Defendant or Defendants shall recover full Costs, and have such Remedy for recovering the same as any other Defendant or Defendants hath or have in other Cases at Law.

LXX. And be it further enacted, That no Order, Rate, or Assessment, Judgment, or other Proceeding made touching or concerning the Conviction of any Offender or Offenders against this Act, shall be quashed or vacated for Want of Form only, or be removed or removable by Writ of Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Dublin*; any Law, Statute, or Usage to the contrary thereof in anywise notwithstanding.

No Proceedings to be removed by Certiorari.

LXXI. And whereas Persons guilty of Offences against this Act may be Persons unknown to the Officers acting under the said Company; be it therefore enacted, That it shall be lawful for any Officer acting under the said Company, with such Aid as shall be necessary, to seize and detain any such unknown Person or Persons guilty of any Offence against this Act, and forthwith to convey him, her, or them before any Justice of the Peace of the said County, without any other Warrant or Authority than this Act for so doing.

Transient Offenders may be apprehended.

LXXII. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons, or Party or Parties, to serve any Notice or Notices, Writ or Writs, or any other legal Proceeding, or Proceedings in Equity, upon the said Company, the Service thereof upon any One of the Committee of the said Company, or left at his last or usual Place of Abode, or upon the Clerk of the said Company, or left at the Office of such Clerk, or at his last or usual Place of Abode, or at the Office of the said Company, or in case the same respectively shall not be found or known, the Service upon any other Agent or Officer employed by the said Company, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Company.

How Notices shall be served on the Company.

LXXIII. And

Expences of  
Act how to  
be repaid.

LXXIII. And be it further enacted, That all the Costs, Charges, and Expences attending the applying for and obtaining and passing this Act, shall be paid and discharged by the said Company out of the Monies already subscribed or to be subscribed by virtue of this Act.

Public Act.

LXXIV. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

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SCHEDULE.

Denominations.	Owners.	No. in Map.	Occupiers.
Reabouge - -	— Moore - -	8 9 10 11 12 13 14	— Barry. John Sherry. Patrick M'Namara. Patrick Collins. John M'Namara. — Moore. John Sherry.
Singland - -	— Henry - -	1 2 3 4 5 6 7 15	Patrick Murphy. James Hayes. Patrick Cunneen. Michael Mahon. Patrick Sherry. John Cunneen. Richard Gearren. John Connell.

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