



ANNO SEXTO

GEORGIIV. REGIS.

Cap. cxciv.

An Act for the better supplying the Town of *Paisley*,
in the County of *Renfrew*, with Water.

[5th July 1825.]

WHEREAS the Burgh and Abbey Parish of *Paisley* in the County of *Renfrew* are at present very scantily supplied with Water: And whereas it is essential to the Comfort of the Inhabitants of the said Burgh and Abbey Parish, that they should have a constant Supply of Water; and the several Persons hereafter named are willing to procure and supply the same from the Sources or Places hereinafter mentioned: But as this Object cannot be accomplished 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 this present Parliament assembled, and by the Authority of the same, That *James Morrison, Archibald Stewart, James Buchanan, William Brown junior, Thomas Cochran, James Craig, Thomas Thomson, George Jeffrey, John Henderson, Adam Keir, Adam Keir junior, Alexander Gardner, Alexander Wilson, William Morrison, James Turnbull, James Turnbull junior, James Pollock, Robert Barclay junior, James Lamb, and John White*, together with such other Person or Persons, Bodies Politic or Corporate, as shall at any Time hereafter be possessed of One or more Share or Shares in the said Undertaking, and their respective Successors, Executors, and Assigns, shall be and they are hereby united into One Body

[Local.]

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Politic

Incorporated. Politic and Corporate, by the Name of "The *Paisley* Water 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 also have full Power to purchase Lands, Tenements, or Heritages, to them, their Successors or Assigns, for the Use of the said Undertaking, but for no other Use or Purpose.

Whole Sum
to be sub-
scribed before
Execution
of Act.

II. And whereas the probable Expence of making the Works hereby authorized will, according to an Estimate made thereof, amount to the Sum of Forty thousand five hundred and ten Pounds, and the Sum of Thirty-two thousand four hundred and eight Pounds, being Four-fifth Parts of such Expences, has been already subscribed for defraying the same, under a Contract binding the Subscribers, their Heirs, Executors, and Administrators, for Payment of the several Sums of Money so subscribed by them respectively; be it enacted, That the Whole of the said Sum of Forty thousand five hundred and ten Pounds shall be subscribed in like Manner before any of the Powers given by this Act shall be put in force.

Proprietors
to raise Mo-
ney amongst
themselves
for the Pur-
poses of the
Undertaking.

III. And be it further enacted, That it shall and may be lawful to and for the said Company of Proprietors to apply such Sum of Money in order to enable them to obtain the Use of the necessary Quantity of Water, and the Use or Property of Ground requisite for Wells, Filters, Tanks, Drains, Aqueducts, Cisterns, Pipes, and necessary Machinery, and for the other Purposes herein-after specified, not exceeding in the whole the said Sum of Forty thousand five hundred and ten Pounds; which Sum, or so much thereof as shall be raised and contributed, shall be divided into Shares of Ten Pounds each; and such Shares shall be and they are hereby vested in the several Bodies Politic, Corporate, and Collegiate, and Persons so raising and contributing the same, and their several and respective Successors, Executors, Administrators, and Assigns.

Company to
be entitled
to the Profits.

IV. And be it further enacted, That such Persons so becoming Proprietors of Shares as aforesaid, and their several and respective Successors, Executors, Administrators, or Assignees, shall, after a Sum of not less than Three thousand Pounds shall be accumulated in manner herein-after mentioned for answering Contingencies, be entitled to and receive, after the said Works shall be completed, and at such Time or Times as the said Company shall, at a General or Special Meeting to be convened for that Purpose in Manner herein-after directed, direct and appoint the entire and net Distribution of an equal proportional Part, according to the Money or Stock so by them respectively paid or contributed, of the Profits and Advantages which shall and may arise and accrue from the Sums of Money to be raised, recovered, or received by the said Company by the Authority of this Act; and every Body Politic, Corporate, and Collegiate, Person and Persons, having such Property in the said Undertaking as aforesaid, shall bear and pay a proportional Sum towards carrying on the same in Manner herein directed and appointed; and all and every the Shares and Proportions of all Bodies Politic, Corporate, and Collegiate, and of all and every other Person or Persons whatsoever, of and in the Works or Undertaking or the Joint Stock or Fund of the said Company, shall be deemed Personal Estate, and transmissible as such, and not of the Nature of Real Property.

V. Pro-

V. Provided always, and be it enacted, That nothing herein contained shall extend to charge or make liable any Person or Persons, Body or Bodies Politic, Corporate or Collegiate, who is, are, or shall be Proprietor or Proprietors of the Stock of the said Company or Contributors thereto, or his, her, or their Real or Personal Estate, with any Debt or Demand whatsoever due or to become due from the said Company beyond the Extent of his, her, or their Capital Stock or Share or Shares in the Stock of the said Company; any Law, Custom, or Usage to the contrary notwithstanding.

No Person answerable for more than their respective Stock.

VI. And be it further enacted, That every Member of the said Company present at any General or Special Meeting thereof shall have a Vote for the First Two Shares held by him or her in the said Undertaking, Two Votes for Four Shares, Three Votes for Ten Shares, Four Votes for Twenty Shares, Five Votes for Forty Shares, Six Votes for Eighty Shares; and no Member shall be entitled to more than Six Votes, to whatever Extent such Member may be interested therein; and any Proprietor of any Share or Shares in the said Company's Stock, entitled to vote in respect thereof at any Meeting of the said Company, shall have full Power and Authority to give his or her Vote or Votes at such Meetings either in Person or by Proxy (every such Proxy being a Partner in the said Undertaking), and the Appointment of such Proxies shall be made according to the following Form, or in Words to the like Effect:

Voting regulated.

‘ I *A. B.*, One of the Partners of the *Paisley Water Company*, do hereby nominate, constitute, and appoint *C. D.* of _____ to be my Proxy, in my Name and in my Absence to vote or give my Assent or Dissent to any Business, Matter, or Thing relating to or connected with that Undertaking, that shall be mentioned or proposed at any Meeting of the Assembly of Proprietors, in such Manner as the said *C. D.* shall think proper according to his Opinion and Judgment, for the Benefit of the said Undertaking or any thing relating thereto. In witness whereof I have hereunto set my Hand the _____ Day of _____

Form of Appointment of Proxies.

And every Question, Matter, or Thing which shall be proposed, discussed, or considered in any Meeting of the said Company of Proprietors, shall be determined by the Majority of Votes and Proxies then present.

VII. And be it further enacted, That it shall and may be lawful to and in the Power of the said Company, or of their Committee of Management, to borrow or take up in Loan, at or below legal Interest, any Sum or Sums of Money for completing the said Undertaking, if requisite, not exceeding the Sum of Ten thousand Pounds in the whole, and to grant, execute, and deliver to and in favour of the Lenders, or those having Right, a Grant or Assignment of the following Tenor:

Power to borrow Money.

‘ BY virtue of an Act passed in the Sixth Year of the Reign of His Majesty King *George* the Fourth, intituled [*here insert the Title of this Act*], we the *Paisley Water Company*, incorporated by the said Act, do hereby acknowledge to have borrowed from *A. B.* the Sum of _____ which Sum we are by these Presents bound to repay to the said *A. B.*, or his Executors or Assignees, upon the _____ Day of _____ next, with Interest of the _____ said

Form of Conveyance.

' said Sum, at the Rate of *per Centum per Annum*, from
 ' the Day of until the said Day of Pay-
 ' ment; and thereafter until Payment is made; and in further Security
 ' of the Payment of the said Sum and Interest, we hereby assign to the
 ' said *A. B.*, and his foresaids, the whole Property, Estate, and Effects of
 ' us the said *Paisley* Water Company, and the whole Rates and Profits
 ' arising and payable to us by virtue of the said Act, with Power to the
 ' said *A. B.* and his foresaids to possess the said Property, Estate, and
 ' Effects, and Rates and Profits thereof, until the said Sum, Interest
 ' thereon, and all just and necessary Expences to be incurred in the Pre-
 ' mises, are fully satisfied and paid. In witness whereof, these Presents,
 ' written on Paper and stamped according to Law, by *C. D.*, are subscribed
 ' by a Quorum of the Committee of Management of the said *Paisley*
 ' Water Company, at the Day of before
 ' these Witnesses and

Which Instruments being signed by a Quorum of the said Committee,
 and being registered in manner after-mentioned, shall be a valid Obliga-
 tion on the said Company, and shall be a real and effectual Security
 over their Estate and Effects, and Rates and Profits, any Law or Custom
 to the contrary notwithstanding; and the Sums of Money for which such
 Instruments are granted shall be preferable Debts upon the Estate and
 Effects and Rates and Profits of the said Company, in a Competition
 with all others the Creditors of the said Company, or with the Proprietors
 of the said Company, or any of them; it being hereby provided, that the
 Sums so to be raised in Loan, if borrowed in Two or more Sums, shall
 not be preferable the one over the other by reason of Priority of lending,
 or otherwise, but the whole Sums so to be borrowed shall form One
 cumulative Security over the said Company's Estate and Effects and
 Profits; and the Person or Persons having Right to the several Sums so
 borrowed, shall each be bound to account to the other for his or their
 Intromissions with the said Estate and Effects, and Rates and Profits,
 according to the several Sums due to each by the said Company.

Conveyance
 to be regis-
 tered in a
 Book.

VIII. And be it further enacted, That every such Bond and Conveyance
 in Security, to be granted by the said Committee of Management in
 manner before mentioned, for the Whole or any Part of the said Sum of
 Ten thousand Pounds, shall be registered in a Book to be kept for the
 Purpose by the Clerk of the said Company, who shall be bound to grant
 a Certificate of such Registration on every such Deed which shall be
 so registered, to which Book any Person interested shall at all seasonable
 Times have Access, and free Liberty to inspect and take Excerpts there-
 from, upon Payment to the said Clerk of a Fee of One Shilling; and
 for the entering and registering of every such Bond and Conveyance in
 Security, the said Clerk shall be paid the Sum of Two Shillings and Six-
 pence; and such Clerk is hereby required to make such Registration
 without any undue Delay, and within Three Days after the same shall be
 presented to him, under a Penalty of Five Pounds, to be forfeited to and
 recovered by the Holder of the Deed so presented; and the said Clerk
 shall from Time to Time, when required, deliver attested Copies thereof
 to any Person or Persons requiring the same, upon Payment of the Sum
 of One Shilling for every Page thereof, containing One hundred and
 fifty Words.

IX. And

IX. And be it further enacted, That all the Meetings of the said Company shall be held in the Town of *Paisley*; and at all General and Special Meetings, the Parties composing them shall pay their own Expences, the Hire of the Office or Place in which the Meetings shall be held only excepted.

Place of General Meetings.
Expences.

X. And be it further enacted, That the First General Meeting of the said Company of Proprietors for putting this Act into execution, shall be held at *Paisley* aforesaid, upon the Fourth *Monday* after the passing of this Act, at the Hour of Twelve at Noon; and all future General Meetings of the said Company, except such Special General Meetings as herein-after mentioned, shall be held on the First *Monday* in the Month of *May* in every Year, at Twelve o'Clock Noon; of all which General Meetings Ten Days previous Notice, at least, shall be given by public Advertisement in any Newspaper usually published in *Paisley* or *Glasgow*, to be named by the Committee of Management; and at these and all other Meetings of the said Company of Proprietors, the Chairman appointed thereat shall not only have, in the first Place, a deliberative Voice as a Proprietor, but in case of an Equality of Votes shall have a decisive or casting Vote.

First and other General Meetings.

XI. And be it further enacted, That if it shall at any Time appear requisite that a Special Meeting of the said Company of Proprietors should be held, it shall and may be lawful to and for any Ten of the said Proprietors who may collectively be possessed of One hundred Shares at least in the said Undertaking, or any Three of the Committee of Management appointed as herein-after mentioned, upon specifying the Purport thereof, to require the Clerk of the said Company to call such Meeting, and the said Clerk shall thereupon convene such Meeting, by giving at least Ten Days Notice thereof, by Advertisement to be inserted in any Newspaper as aforesaid, specifying in such Notice the Reason and Intention of calling such Special Meeting, and the Time when and Place where the same shall be holden; and the said Proprietors are hereby authorized to meet pursuant to such Notice, and such of them as shall be present personally or by Proxy, shall proceed to the Execution of the Powers by this Act given with respect to the Matters so specified only; and all such Acts of the Proprietors, or of the major Part of them, met together at such Special Meeting, shall be as valid with respect to the Matters specified in such Notice as if the same had been done at any General Meeting.

Meetings may be specially convened.

XII. And be it further enacted, That *Robert Farquharson, William Gilmour, John Lymburn, James Craig, William Langmuir, William Giffen, John Bell, George Miller, James Scroggie, William Brown junior, George Wylie, and William Parker*, shall be Directors, or a Committee for the Management of the Concerns of the said Company, until the General Meeting to be holden on the First *Monday* in the Month of *May* One thousand eight hundred and twenty-six, when Four of the said Committee, to be determined by Ballot or otherwise, shall go out of the Direction, and Four other Directors, holding at least Four Shares each of the Stock of the said Company, shall be chosen in their Room; and at the General Meeting to be holden on the First *Monday* in the Month of *May* in the Year following, Four others of the said Directors, to be determined by

Committee of Management appointed.

[*Local.*]

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Ballot

Ballot or otherwise, shall in like Manner go out of the Direction, and be succeeded by Four others, qualified as aforesaid, to be chosen at such General Meetings in manner aforesaid; and so on annually thereafter Four shall go out, and be succeeded by Four qualified and chosen as before directed, until the Committee hereby appointed shall have all gone out; and thereafter Four Directors chosen in their Places as aforesaid shall annually go out by Rotation, but such Directors so going out by Rotation may be re-elected; and such Persons so chosen as aforesaid shall be Directors, or a Committee for the Management of the Concerns of the said Company: Provided always, that if there shall not be Twelve Persons holding at least Four Shares each in the said Undertaking, the said Directors may be chosen from among Proprietors holding at least Three Shares: Provided always, that it shall and may be lawful to and for the said Company of Proprietors, at any Special Meeting convened in manner herein directed, to remove any Member of the said Committee, and to nominate any Person qualified as aforesaid, in the Place of every Member of the said Committee who shall die, be so removed, refuse to act, or shall hold any Place, Office, Employment, or Contract under the said Company, or shall cease to be a Proprietor in the said Undertaking, or shall become Bankrupt; and every Person so nominated by the said Special Meeting shall have the like Power and Authority as if he had been nominated by the said Annual Meeting; but every Person so elected at such Special Meeting shall go out of the Direction at the same Period at which the Person in whose Room he was elected would have gone out.

Directors
unqualified
if interested.

XIII. Provided always, and be it further enacted, That no Person shall be capable of acting as a Director in the Execution of this Act during the Time he shall hold any Office or Place of Profit, or have any Share or Interest, either directly or indirectly, in the furnishing, supplying, or selling any Article, Matter, or Thing to be used for the Purposes of this Act, or shall hold any Contract under the said Company.

First and
other Meet-
ings of the
Committee.

XIV. And be it further enacted, That a General Meeting of such Committee of Management shall be held, for putting this Act into Execution, at *Paisley*, on the Fourth *Monday* next after the passing of this Act; and a like General Meeting of the Committee of Management shall afterwards be held Four Times in every Year for the future, on the First *Monday* in the Months of *May*, *August*, *November*, and *February* respectively, at Twelve o'Clock Noon; and it shall be lawful for the Committee of Management to adjourn themselves from Time to Time as they shall think proper.

Chairman of
the Commit-
tee and Quo-
rum.

XV. And be it further enacted, That it shall and may be lawful for the said Committee to elect a Chairman out of the Members present to preside at such Meetings, and that any Four or more Members of such Committee, but not less, shall be a sufficient Number to constitute a Meeting for the Purpose of doing all the Acts, Matters, and Things, and exercising all the Powers and Authorities hereby directed to be done by and vested in such Committee; and that all Questions, Matters, and Things, which shall be proposed, discussed, and considered by the said Committee at their Meetings, shall be decided and determined by the Majority of Members then present, but no Member shall have more than One Vote at any such Meeting, save and except that in the Case of an
6 equal

equal Division, the Chairman shall always have a casting Vote; and if upon any Election of a Chairman Two or more Persons shall be proposed to fill that Office, and shall have an equal Number of Votes, then the Persons so proposed shall draw Lots for the same: Provided always, that if on the Day appointed for any such Meeting of Committee, there shall not so many Members attend as are hereby required to constitute a Meeting for exercising the Powers hereby vested in such Committee, then and in such Cases and as often as the same shall happen, the Meeting shall be adjourned by the Member or Members then present, or if no Member shall be present, by the Clerk to the said Company of Proprietors, or such other Person as shall attend in his Place: Provided always, that it shall and may be lawful for the said Committee of Management to appoint any of their Number less than Five as Committees for particular Purposes, for the better attending to and transacting the Business of the said Company, but subject to the Approbation of a Quorum of the said Committee of Management.

XVI. And be it further enacted, That it shall and may be lawful for the said Committee of Management, at any such General Meeting as aforesaid, and they are hereby authorized and required, from Time to Time to nominate and appoint, by Writing under their Hands, a Treasurer, and One or more Collector or Collectors of the Rates and Duties granted by this Act, and also a Clerk or Clerks to the said Company of Proprietors, any such Engineers, Surveyors, and other Officers as the said Committee of Management shall think proper and expedient for the better carrying the Purposes of this Act into Execution, the said Committee always taking full Security, or to such Extent as shall be sanctioned by a General Meeting, from every such Treasurer, Collector, or other Officer appointed to receive Money by virtue of this Act, for lodging the same in any Bank, to be appointed by the said Committee, as the same shall from Time to Time amount to Twenty Pounds, and the said Committee also taking good and sufficient Security from the Treasurer, Collector, and other Officers who shall have the Care or Custody of any Money to be raised or received by virtue of this Act, for the faithful Discharge of the Trusts reposed in them; and also from Time to Time to discharge and dismiss any such Treasurers, Clerks, Engineers, Surveyors, Collectors, or other Officers, and appoint others in their Stead, as there shall be Occasion; and all such Treasurers, Clerks, Engineers, Surveyors, Collectors, and other Officers of the said Company of Proprietors who shall at any Time quit or be dismissed from the Service of the said Company, and the respective Executors or Administrators of those who may happen to die, shall immediately thereupon produce and deliver up to the said Committee of Management, or to such Person or Persons as they shall direct, all Books, Accounts, Writings, and Papers whatsoever, which shall be in the Custody or Power of such Treasurers, Engineers, Clerks, Surveyors, Collectors, or other Officers, Executors or Administrators respectively, in anywise relating to the said intended Undertaking; and the said Committee of Management shall have full Power and Authority; and they are hereby required, to balance or cause to be balanced the Books of the said Company upon the First Day of *March* in every Year, beginning on the First Day of *March* which will be in the Year One thousand eight hundred and twenty-six, and the same being so balanced shall be examined,

Committee of Management may appoint Officers;

taking Security from those who are to have the Custody of Money.

Officers quitting or discharged and Executors of those dying to deliver up Books, &c.

Committee to balance and settle Accounts every Year on the 1st Day of March.

examined, docqueted, and signed by a Quorum of the said Committee of Management within One Month thereafter, and shall be produced at the General Meeting of the said Company of Proprietors to be held upon the First *Monday* in the Month of *May* in every Year, so that any of the Proprietors attending the same Meeting may have an Opportunity of inspecting the same; and an Abstract of the said Balance, shewing the Situation of the Affairs of the said Company, shall be signed by the said Committee of Management, or their Quorum, and shall be printed, and a Copy thereof shall be sent to or left at the usual Place of Abode of each of the Proprietors of the said Company residing in the said Town, or in the Vicinity thereof, and of the known Agents of Proprietors residing Abroad or at a Distance from the said Town, at least Ten Days previous to each General Meeting of the said Company of Proprietors in the Month of *May*; and the said Committee shall also on the said First Day of *March* in every Year call for, audit, and settle all Accounts of Money received, paid, laid out, and disbursed up to that Time, for or on account of the said Company of Proprietors, by the Treasurers, Collectors, and other Officers so to be appointed as aforesaid, or by any other Person or Persons to be employed on behalf of the said Company in or about the said intended Undertaking: Provided always, that it shall be lawful for the said Committee to call for, audit, and settle such Accounts, or any of them, oftener than once a Year, if they shall deem it proper and expedient to do so.

Same Person
not to be
Treasurer
and Clerk.

XVII. Provided always, and be it further enacted, That it shall not be lawful for the said Company to appoint the Person or Persons who may be appointed the Clerk or Clerks in the Execution of this Act, or the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or of his or their Partner or Partners, the Treasurer or Treasurers for the Purposes of this Act, or to appoint any Person or Persons who may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or of his or their Partner or Partners, the Clerk or Clerks to the said Company; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons being the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or of his or their Partner or Partners, shall accept the Office of Treasurer, or being the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or of his or their Partner or Partners, shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer or Treasurers shall hold or accept any Place or Office of Trust or Profit under the said Company other than that of Treasurer, every such 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, with full Costs of Suit, in the same Way in which any of the Penalties by this Act imposed may be sued for and recovered.

XVIII. Pro-

XVIII. Provided always, and be it enacted, That such a Sum as the said Committee of Management shall think proper, not being less than Three thousand Pounds, shall be set apart, either out of the Monies to be raised or authorized to be raised by virtue of this Act, or out of the Revenues to arise from the said Undertaking, to answer Contingencies, before any Dividend shall be made among the said Proprietors of any Part of the said Profits; and such Sum so set apart shall be lodged in such Bank, or be invested in Government Securities, or lent out at Interest upon Real Security such as shall be approved of by the said Committee of Management; and the Dividends or Interest thereof, as well as the yearly Profits to arise from the said Undertaking, so soon as such Sum shall have been set apart as aforesaid, shall be divided among the several Proprietors of the said Company, according to the Shares which they severally hold in the said Undertaking; but if from any Accident, Damages, or Contingency which may at any Time happen to the said Undertaking, the said Sum of Money or Part thereof so set apart shall be required to remedy and provide for the same, no Dividend shall be made of the Profits to arise from the said Undertaking until a Sum not less than Three thousand Pounds shall again be made up and set apart as aforesaid, so that there shall at all Times be a Fund of Three thousand Pounds in reserve for Contingencies.

Provision for Contingencies, and Division of Profits.

XIX. Provided always, and be it enacted, That the said Company of Proprietors, at their Annual General Assemblies to be holden pursuant to this Act, shall appoint Three Proprietors of the said Undertaking, not being of the Committee of Management, as a Committee of Accounts, to examine all Accounts of Money received, paid, laid out, and disbursed, for or on account of the said Company of Proprietors, and to make a Report upon and docquet the Balance Sheet, to be laid before the next General Assembly of the said Proprietors.

Committee of Accounts may be appointed.

XX. And be it further enacted, That the Committee of Management shall have full Power and Authority, from Time to Time, at any of their Meetings as aforesaid, to make such Call or Calls for Money from the several Subscribers to and Proprietors of the said Undertaking, in order to defray the Expences of or carrying on the same, as they shall from Time to Time find wanting and necessary for these Purposes, so that no such Call shall exceed the Sum of One Pound for or in respect of every Share in the said Undertaking, and so that no such Calls be made but at the Distance of Two Calendar Months at least from each other, and so that Fourteen Days Notice at least shall be given of every such Call, by Circular Requisition transmitted by Post to the said Proprietors or their known Agents; all which Money so to be called for as aforesaid shall be paid into the Hands of the Treasurer of the said Company of Proprietors, to be issued, paid, and applied for carrying on the said Undertaking, in such Manner as the said Committee of Management shall from Time to Time order and direct; and the said Committee of Management shall also have full Power and Authority, at every such Meeting as aforesaid, on behalf of the said Company of Proprietors, to contract for and purchase all such Lands, Tenements, or Heritages, or such Privileges and Servitudes therein or affecting the same, and all such Engines, Pipes, Materials, and other Things as shall or may be wanted for the said Undertaking and the Works hereby authorized to be made, and to treat and agree with any Person whomsoever touching the same, and the Compensation to be

Committee of Management may make Calls for Money.

May contract for and purchase Lands, &c. ;

[Local.]

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made

and may generally manage the Business of the Company.

made for any Damages to be done in the Exercise of the Powers hereby given, and to enter into and make such Contracts and Agreements with any Proprietors, Life Renters, Contractors, Agents, Workmen, Servants, or other Persons, in and about or for the carrying on of the said Undertaking and Works, or any Part thereof, as shall be thought expedient, and to enter into and make all such other Contracts, Bargains, and Agreements whatsoever, touching or in anywise concerning the said Undertaking, as they shall think proper, and to order and direct how the several Works shall from Time to Time be carried on, and generally to direct and manage all and singular the Affairs and Business of the said Company of Proprietors, and to do, execute, and perform all Acts, Matters, and Things which the said Company are by this Act authorized and empowered to do, save and except such only as are hereby expressly directed to be done by the Proprietors at large, at any Meeting or Meetings of such Proprietors, to be held as herein-before and herein-after mentioned.

Committee of Management not to be answerable for Omissions.

XXI. Provided always, and be it enacted, That the said Committee of Management shall not be answerable for Mistakes or Omissions, nor for the Sufficiency or Responsibility of any Security or Securities to be taken under the Authority of this Act; nor for Receipts, Acts, or Commissions of the Treasurer, or any Clerk, Agent, or Servant of the said Company; nor any One of the said Committee for the others, but each of them for his own Receipts and Intromissions only.

Committee to enter their Proceedings.

XXII. And be it further enacted, That the Committee of Management shall enter or cause to be entered, into Books to be provided for that Purpose at the Expence of the said Company of Proprietors, a full and true Account of all Money disbursed and Payments made by such Committee, and by all and every Person and Persons employed by or under them, and of all Monies that shall be paid to or received by them respectively for or on account of the said Company of Proprietors; and also a full and true Account, or proper Notes and Minutes, of every Contract, Bargain, and Agreement which shall be entered into by them respectively for or on behalf of the said Company of Proprietors, and of all and singular their respective Orders, Transactions, and Proceedings whatsoever in and about the Affairs and Business of the said Company; but no Money shall be issued or paid by the Treasurer to the said Company of Proprietors for or on account of the said Company, otherwise than in such Manner as shall be directed by the Committee of Management, at some General or Adjourned Meeting as aforesaid; and every such Book, and all other Books, Papers, and Writings belonging to the said Company of Proprietors, shall at all seasonable Times, during One Calendar Month after the Annual Balance, be open to the Inspection of all the said Proprietors, who may take Copies thereof, or Extracts therefrom, without Fee or Reward.

Money not to be issued by Treasurer without an Order of the Committee.

Company may make Bye-laws.

XXIII. And be it further enacted, That the said Company shall also have full Power and Authority, from Time to Time, at any such Meeting as aforesaid, to make such Rules, Orders, and Bye-laws as to them shall seem meet and proper for the good Government of the Affairs of the said Company of Proprietors, and for regulating the Proceedings of the said Committee of Management, and for the regulating

of all Officers, Workmen, and Servants to be employed in and about the Affairs or Business of the said Company of Proprietors, and for the well and orderly using of the said intended Undertaking, and the Reservoirs, Pipes, or Aqueducts, and Works thereto belonging, and for the orderly Behaviour of all Watermen and other Persons who shall be employed in or about the said Undertaking, and for the Superintendance and Management of the said Undertaking in all Respects whatsoever; and from Time to Time to alter or repeal such Rules, Orders, and Bye-laws, or any of them, and to make others, and impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against such Rules, Orders, and Bye-laws, or any of them, not exceeding the Sum of Five Pounds for any One Offence, as to the said Company shall seem meet and expedient; and all Rules, Orders, and Bye-laws so to be made as aforesaid, being reduced into Writing, and the Common Seal of the said Company thereto affixed by the said Company shall be binding upon and be observed by all Persons using or in anywise concerned in the said Undertaking, and shall be sufficient, in any Court of Law or Equity, to justify all Persons who shall act under the same: Provided that such Rules, Orders, and Bye-laws be not repugnant to the Laws of that Part of the United Kingdom called *Scotland*, or any of the express Directions or Provisions of this Act; and provided that Copies of such Rules, Orders, and Bye-laws, or of such of them as shall concern or relate to the using of the said intended Undertaking, and the Reservoirs, Pipes, Aqueducts, and Works thereto belonging, or to the Conduct and Behaviour of Watermen, Officers, Servants, or other Persons employed in or about the said Undertaking, or of the Persons receiving Water therefrom, shall be written or printed in large Characters, and be fixed and continued in some conspicuous Place or Places at the said Reservoirs, and where the Business of the said Undertaking shall be transacted, and shall from Time to Time, when the same shall be defaced or obliterated, be renewed.

XXIV. Provided always, and be it enacted, That any Person or Persons thinking himself, herself, or themselves aggrieved by any Order or Judgment made or given in pursuance of any such Rule, Order, or Bye-law, may within Three Calendar Months next after any such Order, Judgment, or Determination shall have been made or given (first giving Twenty-one Days Notice of such Complaint to the Person or Persons against whom such Complaint is intended to be made), complain to the Justices of the Peace at the General Quarter Sessions to be held in and for the said County of *Renfrew*, who shall in a summary Way either hear and determine the said Complaint at such General Quarter Sessions, or if they think proper, may adjourn the Hearing thereof to the next General Quarter Sessions of the Peace to be held for the said County; and the said Justices may, if they see Cause, 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 may also order and award such further Satisfaction to be made to the Party injured as they shall judge reasonable; and the Determination of such Justices of the Peace at their Quarter Sessions shall be final and conclusive, without being subject to Advocation, Suspension, or Reduction, any Law or Statute to the contrary notwithstanding.

XXV. And

Bye-laws
subject to
Appeal.

To compel
Payment of
Subscrip-
tions.

XXV. And be it further enacted, That the several Persons who have subscribed or who shall hereafter subscribe any Money for and towards making and completing the said Undertaking shall, and they are hereby required to pay the Sum or Sums of Money by them respectively subscribed, or such Parts or Portions thereof as shall from Time to Time be called for by the said Committee of Management under and by virtue of the Powers and Directions of this Act, at such Times and Places as shall be directed by the said Committee in Manner before mentioned; and in case any Person or Persons shall neglect or refuse to pay the same at the Time and in the Manner required for that Purpose, it shall be lawful for the said Company of Proprietors to sue for and recover the same in any Court of Law or Equity.

Proprietors
to pay their
Shares of the
Money called
for at the
Place ap-
pointed;

XXVI. And be it further enacted, That every Proprietor of any Share or Shares in the said Undertaking shall from Time to Time pay his or her Proportions of the Money so to be called for as herein-before is mentioned, into the Hands of the Treasurer to the said Company, at such Time and Place as shall be appointed for that Purpose by the Committee of Management making such Call, and of which such Notice shall be given as herein-before is directed; and if any Person or Persons shall neglect or refuse to pay his, her, or their proportional Part of the Money so to be called for from Time to Time as aforesaid, at the Time and Place which shall be appointed for that Purpose in manner aforesaid, it shall be lawful for the said Company of Proprietors to sue for and recover the same, with Interest, at the Rate of Five Pounds *per Centum per Annum*, from the Time appointed for the Payment thereof, in any competent Court in *Scotland*; and in case any such Person or Persons shall neglect or refuse to pay his, her, or their proportionable Part of the Money so to be called for from Time to Time as aforesaid, for the Space of Six Calendar Months after the Time to be appointed for Payment of such respective Calls as aforesaid, and the same shall not have been sued for by the said Company of Proprietors as aforesaid, or if sued for shall not have been recovered by them, then and in such Case the Person or Persons so neglecting or refusing shall absolutely forfeit all his, her, or their Share, Part, and Interest whatsoever in the said Undertaking, and any Monies paid to account thereof shall revert to and become Part of the General Funds of the said Company, reserving nevertheless to a General Meeting of Proprietors, on reasonable Cause shewn to them, to cause such forfeited Money to be refunded in whole or in part to the Person by whom the same was paid.

and if Calls
not answered
in SixMonths
Shares to be
forfeited.

Directing the
Proceedings
in Actions
for Calls.

XXVII. And be it further enacted, That in Actions brought by the said Company against any Owner or Owners of any Share or Shares in the said Undertaking, to recover any Sum or Sums of Money due and payable to the said Company for or by reason of any Call or Calls made by virtue of this Act, it shall be sufficient for the said Company to declare and allege, that the Defendant or Defendants, being a Proprietor or Proprietors of such or so many Share or Shares in the said Undertaking, is or are indebted to the said Company in such Sum or Sums of Money as the Call or Calls in Arrear shall amount unto, for such and so many Call or Calls of such or so many Sum or Sums of Money upon such or so many Share or Shares belonging to the said Defendant or Defendants (as the Case may happen to be), whereby an Action had
accrued

accrued to the said Company by virtue of this Act, without setting forth the special Matter; and in such Action it shall only be necessary to prove that the Defendant or Defendants at the Time of making such Call or Calls was or were Proprietor or Proprietors of some Share or Shares in the said Undertaking, and that such Call or Calls was or were in fact made, and that such Notice thereof was given as is directed by this Act, without proving the Appointment of the Committee who made such Call or Calls, or any other Matters whatsoever; and the said Company shall thereupon be entitled to recover the Call or Calls which shall appear to be due, and the legal Interest that may be due thereon, and the Expences that may be incurred in prosecuting for and recovering the same.

XXVIII. And be it further enacted, That it shall be lawful for the several Proprietors of the said Undertaking, his, her, or their respective Executors, Administrators, and Assigns, to sell and dispose of any Share or Shares to which he, she, or they may be entitled therein, subject to the Rules and Conditions herein mentioned; the Conveyances of which Shares may be in the Form or to the Effect following; *videlicet*,

Shares may be sold.

I *A. B.* of _____ in consideration of _____
 do hereby sell, assign,
 and transfer to the said *C. D.* of _____ Capital
 and in the *Paisley Water Company*, being One Share [*or so many Shares, as the Case may be*] in the said Undertaking, to hold to the
 said *C. D.* Executors, Administrators, and
 Assigns, subject to the same Rules, Orders, and Restrictions, and on the
 same Conditions that I held the same immediately before the Execution
 hereof; and I the said *C. D.* do hereby agree to take and accept the
 said Capital Stock or Shares
 subject to the same Rules, Orders, Restrictions and Conditions. In
 witness whereof we have subscribed these Presents, written by
 _____ at _____ the
 _____ Day of _____ before these Witnesses
 _____ and _____

Form of Conveyance.

And on every such Sale the said Deed of Conveyance (being executed by the Seller or Sellers and the Purchaser or Purchasers of such Share or Shares) shall be kept by the said Purchaser or Purchasers, for his, her, or their Security, after the Clerk or Clerks to the said Company of Proprietors shall have entered in a proper Book or Books to be kept for that Purpose, a Copy of such Transfer and Sale for the Use of the said Company, and have testified or endorsed the Entry on the said Deed of Sale or Transfer, for which no more than Two Shillings and Sixpence shall be paid, and the said Clerk or Clerks is or are hereby required to make such Entry accordingly; and until such Entry shall have been made as above directed, such Purchaser or Purchasers shall have no Part or Share of the Profits of the said Undertaking, nor any Interest for such Share or Shares paid to him, her, or them, nor any Vote in respect thereof as a Proprietor or Proprietors of the said Undertaking.

XXIX. And be it further enacted, That after any Call of such Money shall have been made by such Committee as aforesaid, every Person and all Persons selling or transferring any Share or Shares which he, she, or they
 [Local.] 65 T shall

Persons selling Shares after a Call to be liable for such Call.

shall possess in the said Undertaking, shall, as well as the Person or Persons to whom such Share or Shares shall be sold, be liable in the Payment of every such Call in the Manner directed by this Act, unless such Person or Persons so selling or transferring shall, at the Time of such Sale or Transfer, have paid and discharged to the Treasurer of the said Company of Proprietors the whole and entire Sum of Money which shall have been called for upon such Share so sold and transferred.

Names of Proprietors to be entered and Certificates delivered.

XXX. And be it further enacted, That the said Committee of Management shall, and they are hereby required to cause the Names and Designations of the several Persons who shall be entitled to Shares in the said Undertaking, with the Number of the Shares, and also the proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book to be kept by their Clerk, and after such Entry to cause the same to be signed by their Chairman; and they shall also cause a Certificate, so signed by the Chairman and Clerk, to be delivered to every Proprietor, upon Demand, specifying the Share or Shares to which he or she is entitled in the said Undertaking; and such Certificate shall be admitted in all Courts whatever as Evidence of the Title of such Proprietor, his or her Executors, Administrators, and Assigns, to the Share or Shares therein specified; but the Want of such Certificate shall not hinder or prevent the Owner of any of the said Shares from selling or disposing thereof.

For making and recovering Calls, Persons whose Names stand in Books to be deemed Proprietors.

XXXI. And be it further enacted, That the Bodies Politic and Corporate, and all and every Person and Persons whose Names shall at any Time hereafter stand in the said Register Book or List of Proprietors of the said Company, either as a Proprietor of One or more Share or Shares in the said Undertaking, whether as Subscribers, or as Successors, Executors, Administrators, or Assignees of Subscribers, shall be deemed and taken to be the Proprietors of the several Shares standing in the said Book in their respective Names, and shall be subject and liable to the Payment of all and every Call and Calls made and to be made thereon, and to all Actions, Suits, Forfeitures, and Penalties to which original Proprietors of Shares in the said Undertaking are made subject and liable by this Act; and all Notices hereby required to be given previous to the Forfeiture of Shares to the Proprietors thereof shall be given to the Persons appearing by the said Register Book of the said Company to be such Proprietor or Proprietors, or their Representatives, or left at his, her, or their last or most usual Place of Abode, and be in all respects good, sufficient, and conclusive; and all Payments of Interest and Dividends due and to grow due on any such Shares shall be made to such Persons as by the said Book of the said Company shall so appear to be the Proprietors thereof; and no Assignment, Transfer, Bargain, or Sale of any Share or Shares, or other Instrument giving Title to any such Share or Shares, which shall not have been enrolled or registered as directed by this Act, shall be admitted as Evidence either to defeat any Action or Suit brought or to be brought by the said Company of Proprietors to recover the said Calls, or to entitle any Person or Persons to recover any Share or Shares forfeited to the Company of Proprietors, or to make the said Company of Proprietors liable to the Payment of Dividends to any other Person than such as appear upon the said Book to be the Proprietors of the said Shares; but in all such Cases the said

Book shall be considered as sufficient and conclusive Evidence of the Proprietorship of the said Shares.

XXXII. And be it further enacted, That it shall and may be lawful for the said Company of Proprietors, and they are hereby authorized and empowered to form and make Filters, Wells, Tunnels, Drains, Tanks, Aqueducts, Cisterns, or Reservoirs, for the Purpose of this Act, in the Lands of *Whiteford*, *Seedhills*, and others belonging to *James Kibble* of *Whiteford*, situated in the Abbey and Low Church Parish of *Paisley*; the Lands and Estate of *Blackhall*, *Satel*, and others, and Mill Lands thereof, belonging to *Sir Michael Shaw Stewart*, situated in the Abbey Parish of *Paisley*; the Mill Lands of *Seedhills* and Pertinents thereof, pertaining to the Marquis of *Abercorn*, situated in the Abbey and Low Church Parishes of *Paisley*; the Lands and Subjects of *Linside*, in the said Low Church Parish, pertaining to *John Gibb*, Bleacher at *Linside*; the Lands and other Subjects at *Seedhills*, of *Paisley* aforesaid, pertaining to *Thomas Whitehead*, Tanner in *Paisley*; the Lands and other Subjects at *Bladda* of *Paisley*, in the said Low Church Parish, pertaining to the Representatives of *William Pinkerton*, late Merchant in *Paisley*; the Lands and other Subjects at *Lonend* of *Paisley*, in the Abbey Parish aforesaid, pertaining to the Representatives of *William King*, late of *Lonend*; the Lands and other Subjects at *Lonend*, or adjoining thereto, in the said Abbey Parish, belonging to *James Stewart*, Distiller there; the Piece of Ground or other Subjects called *The Hutt*, or *Bowling Green*, pertaining to the Community of the Burgh of *Paisley*, situated in the High Church Parish thereof; and the Lands, Buildings, and Pertinents bounded by *Oakshaw Street* on the North, by *High Street* on the South, and lying between the Property of *John Davidson*, Merchant in *Paisley*, and *Henry Wilson*, Writer there, situated in the High Church Parish of *Paisley*, and pertaining to *John Thomson*, *Andrew Macfarlane*, and the other Persons named in the Book of Reference after noticed; and also to construct Filters upon and along the Banks of the River *Cart*, in the said respective Lands, and if need be in the Bed of the said River, and to use and take the Water of the said River, and to raise, convey, and use the Water that may be so collected and found, and taken by such Filters, Reservoirs, and otherwise, by Pipes under Ground or otherwise, through the Lands belonging to the said *Sir Michael Shaw Stewart*, *James Kibble*, *John Gibb*, *Thomas Whitehead*, the Marquis of *Abercorn*; the Representatives of the said *William King* and *William Pinkerton*, and the said *James Stewart*, and the whole Streets, Roads, Turnpikes, and other Lanes and Passages in the several Parishes herein before mentioned, for the Supply of the said Burgh and Abbey Parish of *Paisley*, and the Inhabitants thereof; and also to erect and construct a Reservoir or Reservoirs in the said Lands, called *The Hutt*, or *Bowling Green*, belonging to the Community of *Paisley*, and the Lands belonging to the said *Andrew Macfarlane*, *John Thomson*, and others herein particularly before described and referred to, for the Purpose of receiving and containing the surplus Water from the said Works, or elsewhere within the Bounds of the said several Lands, as shall be found most eligible, and for providing against Fires or other Contingencies, and to purchase all Grounds and Premises which by the said Company of Proprietors may be deemed necessary for the foresaid Purposes; and for the Purposes foresaid, and of distributing the Water to be found, collected, and raised, in the Places and by the Means foresaid, to the different In-

Power to execute the Undertaking.

habitants

habitants of the said Burgh and Abbey Parish, and effectuating the several Purposes of this Act, it shall and may be lawful to and for the said Company, their Deputies, Agents, Servants, and Workmen, and they are hereby authorized and empowered, to enter into and upon the several Lands, River, Grounds, Highways, Roads, Streets, Lanes, Passages, and public Places herein-before mentioned, and to sink and lay Mains, Pipes, Trunks, and other Conveniencies, for the Purposes aforesaid, and to put Stop Cocks, or Plugs, or Branches, from such Mains, Pipes, Trunks, and other Conveniencies, in such Places and in such Manner as shall be necessary for the Purposes aforesaid; and also from Time to Time to open, scour, cleanse, repair, and maintain such Reservoirs, Pipes, Works, and Conveniencies, and also from Time to Time to repair, conduct, alter, amend, continue, and use the said and such other Pipes, Drains, Aqueducts, Cocks, Valves, Branches, Plugs, Pumps, Machines, and other Implements, Utensils, and Devices in and about the foresaid Works, as the said Company of Proprietors shall think proper; and to bore, dig, cut, trench, remove, take, carry away, and lay down Earth, Clay, Stones, Beds of Gravel or Sand, or any other Matters or Things which may be found in constructing the said Reservoirs, and the other Works and Conveniencies foresaid, or which may prevent or obstruct the laying or constructing of the same; and to use, exercise, and employ all necessary Ways and Means for conveying and bringing a sufficient Supply of Water from the respective Sources foresaid to the Burgh and Abbey Parish aforesaid, for the Use of the Inhabitants thereof, and from Time to Time to make, erect, repair, and maintain any Steam Engines, Reservoirs, Cisterns, Ponds, Basins, Filters, Main Pipes, Rider Pipes, Hand Pipes, Stand Pipes, Service Pipes, Branches of Lead, Cocks of every Description, Valves, Plugs, and other Works and Devices as they shall think necessary, and also to break up and to remove the Soil, Posts, Kirbs, Bulkheads, Bars, Sewers, Drains, Pavements, and Gravel, and other Ways of any of the present and future Roads, Squares, Lanes, Passages, public Courts, Footways, Quays, Closes, and public Places within the said Burgh, Abbey, High, Middle, and Low Church Parishes of *Paisley*, and to do all such other Matters and Things as shall be judged necessary for the Purposes of this Act by the said Company of Proprietors.

Plan of the
Reservoirs,
&c.

XXXIII. And whereas a Map or Plan describing the Place and Places where Tanks, Wells, Reservoirs, Filters, and Tunnels for the Purpose of this Act may be necessary, together with a Book of Reference containing the Names of all the Owners and Occupiers of the Lands, Tenements, or Heritages to be taken or used for the Purposes of this Act, have been deposited with the Clerk of the Peace of the County of *Renfrew*; be it enacted, That such 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 interested therein shall at all seasonable Times have liberty to inspect and peruse the same, and take a Copy thereof, or any Part thereof, paying the Sum of One Shilling to the Clerk of the Peace or his Deputy for every such Inspection; and the said Company shall not, in making the said Reservoirs, Tanks, Wells, Filters, or Tunnels, deviate more than One hundred Yards from the Scite of the same described in the said Map and Plan, without the Consent and Approbation in Writing of the Person or Persons, Body Politic or Corporate, through whose Lands or Grounds such Deviation shall be made; nor shall the
said

said Company take down or remove any Dwelling House or other Building, the Side Walls of which exceed Twenty Feet in Height, or take or make use of any Policy, Orchard or Garden, the Contents of which exceed Half an Acre, or any Lawn, planted Walk or Avenue to a House, or any inclosed Ground planted as an Ornament or Shelter to a House, without the Consent in Writing of the Owner thereof.

XXXIV. Provided always, and be it further enacted, That no Advantage shall be taken of or against the said Company hereby incorporated, or any Interruption be given to the carrying on the Operations hereby authorized, on account of any Error or Omission in the said Book of Reference, in case it shall appear to any Two or more Justices of the Peace acting in and for the said County of *Renfrew*, and be certified in Writing under their Hands, that such Error or Omission proceeded from Mistake: Provided always, that nothing herein contained shall authorize or empower the said Company of Proprietors, or any Person or Persons acting by and under their Authority, to take, use, injure, or damage, in the making the said Reservoirs, or for the laying the said Pipes, or any other of the Purposes aforesaid, any House or other Building which was erected or built on or before the passing of this Act, without the Consent of the Owner or Owners thereof for the Time being: Provided always, that the said Company of Proprietors shall not be restrained from erecting standard or upright Pipes on the Sides or Gavels of any Tenement or Building, to supply any Inhabitant of any Storey or Floor thereof with Water.

No Advantage to be taken of any Error or Omission in the said Book of Reference.

Houses already erected and Garden Ground not to be injured.

XXXV. Provided always, and be it further enacted, That it shall not be lawful for the said Company to take any Water from the said River *Cart* above the *Seedhill* Mill, belonging to the Marquis of *Abercorn*, or the *Sacel* Mill, belonging to Sir *Michael Shaw Stewart* Baronet, without the Consent of the said Marquis or his Tutors or Curators, and of the said Sir *Michael Shaw Stewart* respectively, or of the Heirs and Successors of the said Marquis, or of the said Sir *Michael Shaw Stewart*, in possession of the Lands, Water, or Heritages now belonging to them, for the Time being, in Writing, first had and obtained thereto; nor until such Time as the said Company shall have provided Compensation in Water, for the Water which the said Company may abstract from the said River as aforesaid, at the Sight and to the Satisfaction of Engineers, one to be named by the said Company, and one by each of the said Marquis of *Abercorn* and Sir *Michael Shaw Stewart* respectively, or by their said Heirs and Successors respectively, or failing the said Parties or either of them so naming an Engineer or Engineers, by such Engineers as shall be named by the Sheriff Depute or Substitute of the said County of *Renfrew*, if both Parties fail; or such Engineer to be named by the said Sheriff if only one of the said Parties fail, along with the Engineer to be named by the other Party nominating as aforesaid; which Compensation in Water shall in all Time thereafter be kept up and maintained by the said Company at the Sight and to the Satisfaction of Engineers to be appointed when required as aforesaid, and shall at all Times be fully equal to the Quantity of Water which may be abstracted from the said River as aforesaid; and all the necessary and reasonable Costs and Expences of appointing and employing the said Engineers from Time to Time, shall be borne and defrayed by the said Company: Provided always, that if such Compensation in Water

No Water to be taken from the *Cart* above *Seedhill* Mill and *Sacel* Mill, &c. without Permission.

[Local.]

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shall

shall not at all Times thereafter be fully kept up and maintained, the Right to abstract Water from the said River as aforesaid shall cease and determine, until such Compensation shall be again completed as aforesaid.

Company
may make
Compensa-
tion Reser-
voirs.

XXXVI. And be it enacted, That the said Company of Proprietors shall have full Power and Authority to bargain and agree with any Person or Persons for such Supplies of Water as the said Company may from Time to Time deem necessary, and for the Construction of Reservoirs for containing the same, in order to enable the said Company the more fully to supply the said Town and Suburbs, and to compensate the Proprietors of Mills or other Subjects for any Privation of Water which they may suffer by the Use of the Water of the River *Cart* for the Purposes of this Act.

Protecting
public Streets
and Sewers.

XXXVII. Provided also, and be it enacted, That it shall not be lawful for the said Company of Proprietors to alter or change the Course and Direction of, or to touch in any Manner whatsoever, the present or future public Streets, Sewers, and Drains, in the said Town and Abbey Parish of *Paisley*, until after Three Days Notice in Writing shall have been given to the Provost and Magistrates of the said Town for the Time being, or left at the Town Clerk's Office there, and to the Trustees or Managers of the Roads and Streets in the Abbey Parish aforesaid, or any Three of them; and that the said Company of Proprietors shall, as soon as conveniently may be, replace and make good all such Streets, Sewers, and Drains, as it may be necessary to take up or to injure in executing any of the Powers of this Act.

Proprietors
not pre-
vented from
building.

XXXVIII. And whereas from the rapid Increase of the Population of the said Town and Abbey Parish of *Paisley*, new Streets are occasionally laying out for the Accommodation of the Inhabitants; be it therefore enacted, That nothing herein-before contained shall extend, or be construed to extend, to prevent or hinder any Person or Persons, Bodies Politic or Corporate whatever, from laying out new Streets and erecting new Buildings upon Lands through Part or Parts of which Water may be conveyed under the Authority of this Act; but every Proprietor and Owner, through or upon whose Authority any of the Pipes hereby authorized to be laid or constructed shall be placed, shall and may, after Six Calendar Months previous Notice in Writing to be by them respectively given to the Treasurer or Clerk for the Time being of the said Company of Proprietors, in order that such Company may have full Time and Opportunity to alter and change the Course of the same, at the Expence of such Proprietor or Proprietors, be at full Liberty to proceed in laying out such new Streets, and erecting such new Buildings therein; provided, that by such Removal or Alterations of the Line of the said Pipes, the said Company of Proprietors shall not thereby be prevented from supplying the said Inhabitants of the said Town and Abbey Parish and Suburbs with Water, according to the true Intent and Meaning of this Act; any thing herein contained to the contrary in anywise notwithstanding.

Satisfaction
to be made.

XXXIX. And be it further enacted, That the said Company of Proprietors shall and do make or tender Satisfaction to the Owners and Occupiers of and Persons interested in any Waters, Lands, Grounds, Tenements, or Heritages,

Heritages, which shall be required for any of the Purposes of this Act, before they shall in anywise make use of the same, and also for any other Lands, Grounds, Tenements, or Heritages, which shall be damaged in the Execution or by virtue of any of the Powers aforesaid, for the Lands, Grounds, Tenements, and Heritages so to be taken, used, or damaged; and in case the Parties shall not agree or enter into Arbitration, which they are hereby empowered to do touching the Amount of such Satisfaction, within the Space of Twenty Days after Application shall have been made for that Purpose by or on behalf of the said Company of Proprietors to the respective Owners and Occupiers of and Persons interested as aforesaid, then the Amount of such Satisfaction shall be ascertained and awarded by a Jury of Fifteen Persons summoned and chosen by the Sheriff of *Renfrewshire*, or his Substitutes, in such Manner as Juries are or may be summoned and chosen by Sheriffs of Counties in *Scotland*, whose Determination is hereby declared to be final, without being subject to Suspension, Advocation, or Reduction; and it shall be competent to and in the Power of the said Owner or Owners, Occupier or Occupiers, or of the said Company, or both or either of them, immediately after the Expiring of the said Twenty Days, to make Application to the said Sheriff or his Substitutes to impanel the said Jury for the Purposes aforesaid.

XL. And be it further enacted, That in every Case where a Verdict shall be given by any such Jury for more Money than shall have been previously offered for or on behalf of the said Company of Proprietors, as a Recompence or Satisfaction for any such Lands, Tenements, or Heritages as aforesaid, or for any such Estate, Right, or Interest therein, or for any Damages that may have been sustained by any Person or Persons as aforesaid, all the Costs and Charges incurred in summoning, impannelling, and returning such Jury, taking such Inquisition, and the Attendance of Witnesses, and recording the Verdict or Judgment thereon, shall be borne by the said Company of Proprietors out of the Monies to be raised by virtue of this Act; and in case such Costs and Expences shall not be paid to the Party or Person entitled to receive the same, within Fourteen Days after Demand made thereof from the said Company, then the same shall and may be levied and recovered by Distress and Sale of any Goods or Chattels vested in the said Company, or of any Goods or Chattels of the Treasurer or Treasurers of the said Company (unless such Treasurer or Treasurers shall pay such Costs and Charges out of any Monies received by him by virtue of this Act, which he is hereby authorized to do), under a Warrant to be issued for that Purpose by any Sheriff for the said County of *Renfrew*, which Warrant any such Sheriff is hereby authorized and required to issue under his Hand and Seal, on Application made to him for that Purpose by the Party or Person entitled to receive such Costs and Expences; and in every Case where a Verdict shall be given by any such Jury for no more or for less Money than shall have been previously offered by or on behalf of the said Company as such Recompence or Satisfaction as aforesaid, all the Costs and Charges incurred as aforesaid shall be borne in equal Proportions by the Party or Parties refusing or neglecting to treat or agree as before mentioned, and by the said Company; but in Cases where any Person or Persons, Party or Parties, shall have been prevented by Absence from entering into any Treaty with the said Company, the Costs and Charges so incurred shall be borne by the said Company

By whom
Expences of
Juries shall
be paid.

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in manner foresaid; and in all Cases where any Difference shall arise touching the Amount of the said Costs and Charges, the same shall be settled and ascertained by the said Sheriff, who is hereby authorized and required to examine into and settle the same, and to appoint a Time and Place for Payment thereof; and where the Costs shall be payable by the Party or Parties having had any such Disagreement or Dispute with the said Company as aforesaid, the Amount thereof, being first paid by the said Company, may be deducted by them out of the Monies awarded to be paid to such Party or Parties, as so much Money advanced for his, her, or their Use, and the Payment or Tender of the Balance of such Money shall be deemed and taken, to all Intents and Purposes whatsoever, to be a Payment or Tender of the whole Money awarded and adjudged to such Party or Parties; or otherwise, if such Costs and Charges be not paid upon Demand, after being so ascertained as aforesaid, the same may be recovered by the said Company from the Party or Parties liable to the Payment thereof, by Action in any competent Court in *Scotland*, together with full Costs of Suit.

Bodies Politic empowered to sell and convey Lands.

XLI. And be it further enacted, That it shall and may be lawful to and for all Bodies Politic, Corporate, or Collegiate, Husbands, Heirs of Entail, Tutors, Curators, or other Guardians, Trustees for charitable and other Purposes, Executors, and Administrators, and all and every other Person or Persons whomsoever, though under any legal Disability or Incapacity whatsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of any Infants, Issue unborn, Married Women, Minors, Lunatics, or Idiots, or others who are or shall be seised, possessed of, or interested in their own Right, or entitled by Deed of Settlement or other Interest therein, and for every other Person or Persons whomsoever who is, or are, or shall be seised, possessed of, or interested in any Lands, Grounds, Tenements, or Heritages which shall be necessary for the Purposes aforesaid, to contract for, sell, and convey the same and every Part thereof unto the said Company of Proprietors; and all Bodies Politic, Corporate, or Collegiate, and all other Persons whomsoever so conveying as aforesaid, are hereby indemnified for what they shall respectively do in relation to any such Sale, which he, she, they, or any of them shall make by virtue and in pursuance of this Act; and all such Contracts, Agreements, Sales, Conveyances, and Assurances, shall be made at the Expence of the said Company of Proprietors, and such of them as shall be made of any Lands, Tenements, or other Heritages, or Privileges and Servitudes therein to the said Company of Proprietors, may be effectually made according to the following Form, or in Terms to the same Effect:

Contracts and Sales to be made at the Expence of the Company.

Form of Conveyance.

‘ I *A. B.* in consideration of the Sum of
 ‘ to me paid by the Company of Proprietors of the *Paisley Water*
 ‘ Company, do hereby sell, dispo, and convey from me, my Heirs and
 ‘ Successors whomsoever, to the said Company, all [*describing the Pre-*
 ‘ *mises to be conveyed*] and all my Right, Title, and Interest to and in the
 ‘ same and every Part thereof, to hold to the said Company and their
 ‘ Successors for ever, by virtue of an Act passed in the Sixth Year
 ‘ of His present Majesty King *George* the Fourth, intituled [*here in-*
 ‘ *sert the Title of this Act*]. In witness whereof I have subscribed these
 ‘ Presents, consisting of this and the preceding Pages of Paper
 ‘ stamped

‘ stamped according to Law, written by _____ at
 ‘ upon the _____ Day of _____ in the Year
 ‘ before these Witnesses
 ‘ and _____

Which said Conveyance being registered in the General Register of Sasines for *Scotland*, or in the Register of Sasines for the County of *Renfrew*, and which the respective Keepers of the said Registers are hereby authorized to register, shall receive the same Effect, and be as valid and effectual, to all Intents and Purposes, as if a formal Disposition had been executed, and followed by Charter and Sasine according to the Form of the Law of *Scotland*, any Law, Statute, or Custom to the contrary notwithstanding; and the Originals of all such Conveyances shall be kept by the Clerk to the said Company of Proprietors, who shall from Time to Time, when requested, deliver attested Copies thereof to any Person or Persons requiring the same, and shall have and receive Sixpence for every One hundred Words of each such attested Copy, and so in proportion for any less Number of Words.

XLII. And be it further enacted, That upon Payment of such Sum or Sums of Money so to be settled and ascertained as aforesaid, within Three Calendar Months after the same shall have been so settled or determined, to the lawful Owners and Proprietors of the said Lands, Houses, Tenements, or other Heritages; or upon judicial Tender thereof made to him, her, or them respectively, by a Minute in the said Process before the Sheriff for ascertaining the said Value, whether Appearance be made in the Process for the Party or Parties interested or not; or in case he, she, or they shall not be found, or shall not be able to evince a Title to the Premises to the Satisfaction of the said Sheriff Depute or Substitute; or that the Subjects are encumbered or entailed, so that the Price of the same cannot be legally paid to the Parties interested; then upon Payment and Consignation thereof, with the Approbation and Warrant of the said Sheriff Depute or Substitute, into the Royal Bank of *Scotland*, or Bank of *Scotland*, or *British* Linen Company, for the Use of the Parties interested, there to remain till it shall be issued in manner by this Act directed; and upon Notice of such Payment or Consignation, if the Party or Parties interested have made Appearance in the said Process, by proper Evidence being adduced of the said Payment or Consignation, or if the Party or Parties interested have not made such Appearance and resided within the County of *Renfrew*, then upon such Notice being made to them personally, or at their Dwelling Houses; but if they reside without the said County, or cannot be found, then upon such Notice being given at the Dwelling House of some Tenant or Occupier of the Premises by a Notary Public and Witnesses, and the Evidence being adduced of the said Payment or Consignation; then and in any of these Cases it shall be lawful for the said Sheriff Depute or Substitute to discern and adjudge the full Right and Property of the Lands, Houses, Tenements, and other Heritages respectively, to belong to the said Company of Proprietors, as fully and effectually as if the respective Proprietors had disposed and conveyed, or had resigned the same to and in favour of the said Company of Proprietors, and it shall then, and not before, or otherwise, be lawful to and for the said Company of Proprietors to enter upon the Premises, and to convert and dispose of the same for the Purposes

[Local.]

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poses

poses of this Act; but provided always, that in cases where Objections shall be taken to the Proceedings for ascertaining the Value of such Lands, Houses, Tenements, and other Heritages, and the Verdict of the Jury and Judgment of the said Sheriff prevented from being carried into final Execution by reason of any protracted Litigation, then and in such Cases it shall be competent to and in the Power of the said Sheriff, at any Time during the Dependence of such Discussion, on Application made to him by any Party interested in the said Proceedings, and before the final Termination thereof, to fix and determine the interim Amount of the Compensation or Value to be paid by the said Company for such Lands, Houses, Tenements, and other Heritages; and upon the said Company's consigning in either of the said Banks the Sum so to be fixed by the said Sheriff, and producing satisfactory Evidence of such Consignation having actually been made, then and in such Case the said Sheriff Depute, or his Substitutes, is hereby authorized and empowered to give Permission and Authority to the said Company, their Servants and others foresaid, to enter upon and take Possession of such Lands, Houses, Tenements, and other Heritages, for the Purposes of this Act, pending such protracted Discussion, without Prejudice to any final Finding therein, so as the Powers and Authority conferred by this Act may not be unnecessarily stayed and protracted, or the Purposes thereof prevented thereby; any thing herein-before contained to the contrary notwithstanding.

Application
of Compensation Money when exceeding 200*l.*

XLIII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Heritages purchased, taken or used by virtue of the Powers of this Act for the Purposes thereof, which are held under Entail or are subject to Life Rents, Annuities, or other Incumbrances, or shall belong to any Corporation, Married Woman, Infant, Minor, Lunatic, or Person or Persons not resident within the United Kingdom, or under any Disability or Incapacity, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, under the Direction and by the Authority of the Court of Session, be with all convenient Speed paid into the Bank of *Scotland*, or Royal Bank of *Scotland*, or *British Linen Company*, to the Intent that such Money shall 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, or Heritages, in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the said Lands, Tenements, or Heritages, or affecting other Lands, Tenements, or Heritages 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, or Heritages, 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 Heritages 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 Interest or Annual Produce of such Money shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Heritages so hereby directed to be purchased, in case such Purchase or Settlement were made.

XLIV. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Heritages purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds and shall 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 Heritages so purchased, taken, or used, or of his, her, or their Tutors or Curators in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, under the like Direction and Authority, be paid into any of the said Banks, and to be placed to his, her, or their 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 Three or more of the said Committee of Management (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money, and the Interest arising thereon, may be applied in any Manner herein-before directed, so far as the Case may be applicable.

If under 200l.
and above
20l.

XLV. Provided also, 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 Heritages so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Committee of Management, or any Three or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Tutors or Curators, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Where under
20l.

XLVI. 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 Purchase of any Lands, Tenements, or Heritages, or Privileges and Servitudes therein, to be purchased by virtue of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Company of Proprietors, or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Heritages be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Committee of Management, or any Three or more of them, to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of Scotland, or Royal Bank of Scotland, or British Linen Company, to the Credit of the Parties interested in the said Lands, Tenements, or Heritages (describing them), subject to the Order, Controul, and Disposition

In case of not
making out
Titles;

or if Persons
cannot be
found, Pur-
chase Money
to be paid
into the Bank.

position of the Court of Session ; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money or any Part thereof, by 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 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 thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable ; and the Cashier or Cashiers or other Officer of the Bank of *Scotland*, or Royal Bank of *Scotland*, or *British* Linen Company, 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 ; and such Voucher of Payment, together with the Application to the Sheriff, the Verdict of the Jury, and any Judgment of the Sheriff following thereon, being registered in the Sheriff Court Books of the County of *Renfrew*, the said Company of Proprietors shall be, to all Intents and Purposes, as fully exonerated and discharged of the said Price, and effectually vested in the Subjects so paid for, as if such Payment had been made to the Proprietor thereof, and as if the said Company had been vested therein upon a Conveyance from such Proprietor, according to the ordinary legal Forms of *Scotland*.

In case of
questionable
Title.

XLVII. 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 *Scotland*, or Royal Bank of *Scotland*, or *British* Linen Company, under the Direction and by the Authority of the Court of Session in pursuance of this Act, for the Purchase of any Lands, Tenements, or Heritages, or any Estate, Right, or Interest in any Lands, Tenements, or Heritages to be purchased in pursuance of this Act, or to any Lands, Tenements, or Heritages to be purchased with any such Money, or to the Rents or Profits thereof, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Heritages at the Time of such Purchase, and all Persons claiming under such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Heritages according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court ; and the Rents and Profits of the Lands, Tenements, and Heritages to be purchased with such Money, and also the Lands, Tenements, and Heritages so purchased, 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 Lands, Tenements, or Heritages, or to some Estate or Interest therein.

Court may
order Ex-
pences of
Purchases to
be paid by
the Company.

XLVIII. Provided always, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Heritages to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court, and to be applied to the Purchase of other Lands, Tenements, or Heritages to be settled to the like Uses in pursuance

pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the Court shall deem reasonable, to be paid by the said Company of Proprietors, who shall from Time to Time pay such Sums of Money for such Purchases as the said Court shall direct.

XLIX. And be it further enacted, That such of the Inhabitants of the said Burgh and Abbey Parish of *Paisley* as shall be desirous of having Water conveyed in Pipes into their Houses, Yards, or Offices, or Works or other Premises, may, and are hereby authorized and empowered, at their own Expence, having given Six Days previous Notice in Writing of his or her Intention so to do to the said Company, and having first obtained the Consent in Writing of the Owner or Owners, Occupier or Occupiers of any inclosed Lands or Grounds in which such Pipes shall be placed, to open the Ground between the said Company's Main Pipes, Aqueducts, and the respective Houses, Brewhouses, Manufactories, Buildings, and Yards or Offices of such Owners or Inhabitants, and to lay down Leaden or other proper Pipes of the Bore of Three Quarters of an Inch, or if the said Company shall consent thereto, of a greater Bore, from such House, Brewhouse, Manufactory, Yards, or Offices, to communicate with the Pipes belonging to the said Company, such respective Owners of Buildings or Inhabitants agreeing to pay, and paying to the said Company yearly, or at shorter Periods, such Rate or Rates, Sum or Sums of Money, for such Privilege and Water, not exceeding the Rates herein-after mentioned, as may be fixed or set thereon by the said Company; and in Default in Payment of any such Sum or Sums of Money which may be so fixed or agreed to be paid, the same shall be recovered by the said Company, with Costs, by Distress and Sale of the Goods and Chattels of the Person or Persons respectively liable to pay the same, in the same Manner as Rents payable by any Lease may be by Law recovered, with full Costs of Suit: Provided also, 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 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

Owners of Buildings authorized to lay Pipes to Mains.

100 [Local.]

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shall

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: Provided always, that in case the said Company shall 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 Rates herein-before mentioned, for the Space of Five Days (after Demand in Writing shall have been made by such Inhabitant to the said Company for such Supply of Water, and Tender made to the said Company of the Amount of the Rate for One Year for such Supply), the said Company shall forfeit and pay to such Inhabitant Treble the Amount of the Rate so tendered, to be levied and recovered by virtue of a Warrant under the Hand of the Sheriff Depute or Substitute for the said County of *Renfrew*, by Distress and Sale of the Goods and Chattels of the said Company; and also the further Sum of One Pound for every Day the said Company shall continue to refuse or neglect such Supply, to be recovered as the above-mentioned Penalty is herein-before directed to be recovered.

Persons supplied under this Act not to supply other Persons with Water.

L. Provided always, and be it further enacted, That if any Inhabitant of the said Town of *Paisley*, or any other Person or Persons whomsoever, supplied with Water by virtue of this Act, shall supply any other Inhabitant thereof, or any other Person whatsoever, not being *bonâ fide* one of his or her own Family, with any Part of such Water, in every such Case every Person so offending shall for every such Offence forfeit and pay to the said Company of Proprietors any Sum not exceeding Five Pounds; and it shall also be lawful for the said Company of Proprietors, if they shall so think fit, also to take off the Water from the House or Premises of any Person so offending for every such Offence.

Except in certain Cases.

LI. Provided nevertheless, and be it further enacted, That nothing herein contained shall extend to subject any Person or Persons whomsoever, supplied with Water in virtue of this Act, to any Penalty or Forfeiture for supplying any other Person or Persons also supplied with Water by virtue of this Act, with any Quantity of such Water for the Purpose of extinguishing of any Fire or Fires, or during such Time as the Pipes or Cocks of such last-mentioned Person shall or may happen to be out of Repair, such Pipes or Cocks nevertheless being repaired as soon as possible after any Damage shall happen thereto.

Ball Cocks to be provided in Cisterns.

LII. And be it enacted, That every Person or Persons contracting with the said Company of Proprietors for the Supply of Water, shall in every Water Butt, Cistern, or Receptacle for Water, to be provided by the said Parties so contracting with the said Company, attach and fix a Ball Cock to the Pipe conveying Water from the Pipes belonging to the said Company into such Butt, Cistern, or other Receptacle, and to repair and renew the same as often as shall be necessary, in order to pre-

vent the Water running to waste when such Butt, Cistern, or other Receptacle shall be full, and such Person or Persons neglecting to attach and affix, or to repair and renew such Ball Cock, or wilfully or fraudulently preventing the same from operating on a Regulator for the Quantity of Water which may have been authorized and agreed on, shall forfeit to the said Company of Proprietors a Sum not exceeding Five Pounds for every Offence; and the authorized Servant or Servants of the Company shall have free Access (at all seasonable Times) to the Premises so to be supplied as aforesaid, to see that such Ball Cocks are kept in proper and sufficient Repair and Condition.

LIII. Provided always, and be it further enacted, That any Ground which shall or may be opened or broken up for laying, taking up, or repairing any Pipe by virtue of this Act, shall by the said Company and Occupiers respectively be filled in, and the Rubbish occasioned thereby carried away, as soon as conveniently may be, and in the meantime shall be fenced or guarded, and shall also be lighted with a sufficient Number of Lamps during the Night, under a Penalty of Five Pounds, to be levied and recovered from the Person or Persons so failing to fence, guard, or light such Ground, and applied in manner herein-after mentioned, so as that the same may not be dangerous to Passengers; and that Notice in Writing shall be given by the said Company, and the Person or Persons making such Openings respectively, Twenty-four Hours before the breaking up of any Ground as aforesaid, to the Provost and Magistrates of the said Town of *Paisley*, and Trustees or Managers on the Roads and Streets in the Abbey Parish thereof, to be left in the Town Clerk's Office in the said Town, or at the Dwelling Houses of Three of the said Trustees in the said Abbey Parish, or to the Proprietor or Proprietors thereof, or left at his, her, or their usual Place or Places of Abode, as the Case may be, in order that the Pavement and Ground, and all Things that shall have been removed, shall be made good at the Sight of the said Provost and Magistrates, and Trustees aforesaid, or Proprietor or Proprietors thereof respectively, by the said Company, or Person or Persons with whom the said Company shall have agreed as aforesaid, within Seven Days after such Pipe shall have been laid or repaired as aforesaid, under the Penalty of Five Pounds for each Day thereafter that the said Pavement and Ground and other Things shall not be made good as aforesaid; to be applied to the Use of the Poor of the Burgh and Abbey Parish of *Paisley* respectively, as the Case may occur in either Place, and to be sued for, recovered, and levied by the Provost and Magistrates, and Trustees, by the same Ways and Means as are in this Act directed in the Case of other Penalties; and in the Event that the said Pavement and Ground, and all Things that shall have been so removed, shall not have been made good within Seven Days as aforesaid, then it shall and may be lawful to the said Provost, Magistrates, and Trustees respectively, or the Proprietor or Proprietors thereof, as the Case may be, to order and direct such Pavement and Ground, and all Things which shall have been so removed as aforesaid, to be made good at the Expence of the said Company, or Person, or Persons with whom they shall have agreed as aforesaid, and to sue for and recover such Expence by the same Ways and Means by which any Penalty may be sued for and recovered by virtue of this Act.

Rubbish to be removed.

LIV. And

Penalties for
injuring
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 let off or discharge any Water so that the same shall run waste and useless out of or from any of the Cisterns, Reservoirs, or Wells, Pipes, or Aqueducts hereby authorized to be made, or 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 or offensive Matter or Thing, or cause, permit, or suffer the Water of any Sink, Sewer, or Drain to run or be conveyed into any of the said 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 such Wells, Cisterns, or Reservoirs, Pipes or Conduits, or throw into the Rivers or Streams above the Scite of the Works of the said Company any noxious or deleterious Matter whatever, every Person offending in any of the Cases aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds, and being lawfully convicted thereof, shall be committed to the Common Gaol or House of Correction in *Paisley* for the Space of Three Calendar Months, unless the said Penalty be paid.

Water may
be used for
extinguishing
Fire.

LV. Provided always, and be it further enacted, That it shall and may be lawful to and for any Person or Persons whatsoever at all Times to use and employ the Water which shall so as aforesaid be contained in the said Pipes in the extinguishing of any Fire or Fires which may happen to any House or Building within the said Town and Abbey Parish of *Paisley*; and that Fire Plugs, with painted Directions or Marks on the Houses and Buildings in the said Town and Abbey Parish, be provided at the Expence of the said Company of Proprietors, the Number and Situations of which shall be fixed by Persons severally appointed by the Magistrates of *Paisley* for the Burgh, and the Sheriff Depute or Substitute of the County for the Abbey Parish thereof respectively within the same, and the said Company of Proprietors; the Places and Situations for such Fire Plugs being to be surveyed and pointed out within Four Months after the passing of this Act: Provided always, that the Person or Persons so using the said Water for the aforesaid Purposes, pay the said Company at the Rate of Two and a Half *per Cent.* upon the Sum insured.

Requiring
the Company
to deliver
Keys of
Pipes, &c.

LVI. And be it further enacted, That in case any of the Inhabitants of the said Burgh shall be desirous of, and shall apply to the said Company of Proprietors for a Key or Keys of the Mains, Plugs, or Services belonging to the said Company, in order that such Key or Keys may be kept in some proper Place, to be agreed upon by the Magistrates of the said Burgh, to the End that thereby, in Cases of Fire, the Supply of Water
from

from the said Works may be more easily and readily obtained, the said Company of Proprietors shall be bound and obliged to furnish such Key or Keys to the Persons applying, in order to their being so kept; and in case the said Company of Proprietors shall refuse such Key or Keys to the Persons so applying, they shall forfeit for every such Refusal the Sum of Five Pounds.

LVII. And be it further enacted, That the Property of and in the said Undertaking, and the Profits arising therefrom, after deducting the Money laid out in obtaining and passing this Act, and of making the different Surveys and Plans of the same, and of the Lauds and Grounds through which the same is intended to be carried as aforesaid, and making and constructing the Works authorized by this Act, and all other incidental Costs, Charges, and Expences whatsoever touching or concerning the same in anywise howsoever, which shall be respectively borne, paid, and defrayed by the said Company of Proprietors, is and are hereby vested in the said Company of Proprietors, and they shall severally and respectively be entitled thereto, in such Shares and Proportions, and in the Manner prescribed by this Act.

Property of the Undertaking vested in the Proprietors.

LVIII. And be it further enacted, That in all Cases when it may be requisite or necessary for any Person or Persons, or Party or Parties, to serve any Notice or Notices upon the said Company, or any Citation or Summons or other legal Proceedings, the Service thereof upon the Clerk of the said Company, or left at the Office of the said 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, then Service upon any Member of the said Company, or upon any Agent or other 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.

LIX. And be it further enacted, That when and so often as any Sum or Sums of Money shall be directed or ordered to be paid in pursuance of the Directions of this Act, as or by way of Compensation or Satisfaction for any Materials or Cost, or for any Damage, Spoil, or Injury of any Nature or Kind whatsoever done or committed by the said Company of Proprietors, or any Person or Persons acting by or under their Authority, and such Sum or Sums of Money shall not be paid by the said Company of Proprietors to the Party or Parties entitled to receive the same, within Ten Days after Demand in Writing shall have been made from the Clerk to the said Company, or their Treasurer, in which Demand the Order of the Sheriff Depute or Substitute making the same shall be 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 by virtue of this Act, or of the Goods and Chattels of their Treasurer for the Time being, under a Warrant to be issued for that Purpose by any such Sheriff; which Warrant any such Sheriff is hereby authorized and required to grant under his Hand and Seal, on Application made to him 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

In case of Nonpayment for Damages by the said Trustees, the same to be levied by Distress of the Goods vested in Trustees, &c. or their Treasurer.

[Local.]

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.

Mode of
Recovery of
Fines and
Forfeitures.

LX. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by this Act (the Manner of levying and recovering whereof is not hereby particularly directed), may, in case of Nonpayment thereof, be recovered in a summary Way before the Sheriff Depute or Substitute of the said County of *Renfrew*, on Complaint to him for that Purpose exhibited, and afterwards be levied, as well as the Costs of such Proceedings, on Nonpayment, by Distress and Sale of the Goods and Chattels of the Offender or respective Offenders, or Person or Persons liable to pay the same, by Warrant of such Sheriff, who is hereby authorized and required to summon and examine any Witness or Witnesses upon Oath of and concerning such Offences, Matters and Things, and hear and determine the same, and to fix and mitigate the said Penalties and Forfeitures according to his Discretion and the Provisions in that respect herein-before contained, and the Overplus (if any) of the Money so raised or recovered, after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall be issued, and the Costs and Expences of recovering and levying the same, shall be rendered to the Owner or Owners of the Goods or Chattels so seized and distrained; and in case sufficient Distress cannot be found, or such Penalties and Forfeitures shall not be paid, it shall be lawful for such Sheriff to order the Offender or Offenders so convicted 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 Sheriff, 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 taking any such Security (and which Security the said Sheriff is hereby empowered to take by way of Recognizance or otherwise); but if upon 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 such Sheriff, 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, Forfeitures, Fines, Costs, and Charges may be levied if a Warrant of Distress were issued, such Sheriff shall not be required to issue such Warrant of Distress; and thereupon it shall be lawful for any such Sheriff, and he is hereby authorized and required, by Warrant under his Hand and Seal, to commit such Offender or Offenders to the Gaol, Bridewell, or House of Correction for the County or Place wherein the Offence shall be committed, for any Time not exceeding Three Calendar Months, unless such Fines, Penalties, or Forfeitures, Costs and Expences, shall be sooner paid and satisfied; and one Moiety of such Fines, Penalties,

or Forfeitures shall be paid to the Informer, and the other Moiety thereof shall be paid to the Poor of the Parish wherein such Offence shall be committed, to be by them applied towards the Relief of the Poor of such Parish.

LXI. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any thing done in pursuance of this Act, for which no particular Relief has been already provided, it shall and may be lawful to and for such Person or Persons, within Four Calendar Months after the Matter complained of shall be done, but not afterwards, to appeal to the Sheriff Depute or Sheriff Substitute, or to the Justices of the Peace of the said County of *Renfrew*, assembled in their General Quarter Sessions, the Appellant giving the Defender or Defenders Fifteen Days Notice of such Appeal; and the said Sheriffs and Justices are hereby authorized and required to call the Parties before them, and to determine the Matters in dispute, and their Judgments therein shall be final and conclusive, without being subject to Review by Advocation, Suspension, Reduction, or otherwise howsoever. Appeal.

LXII. Provided always, and be it further enacted, That in case the said Company of Proprietors shall not have brought a Supply of Water for the Use of the Inhabitants of the said Town and Abbey Parish of *Paisley*, in the Manner directed by this Act, within the Space of Five Years next after the passing thereof, then this Act, and the several Powers and Authorities hereby granted, shall cease and determine. If Water is not supplied in Five Years, Act to cease.

LXIII. 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. Public Act.

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THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
5800 S. UNIVERSITY AVENUE
CHICAGO, ILLINOIS 60637

Dear Mr. [Name]:
I have received your letter of [Date] regarding [Subject].
The information you provided is being reviewed.
I will contact you again once a decision has been reached.
Thank you for your patience.

Sincerely,
[Name]
[Title]

Very truly yours,
[Name]

cc: [Name]
cc: [Name]