



ANNO DECIMO TERTIO & DECIMO QUARTO

VICTORIÆ REGINÆ.

Cap. cix.

An Act to alter and amend the Acts relating to the Navigation of the River *Lee* in the Counties of *Hertford*, *Essex*, and *Middlesex*; and to enable the Trustees further to improve the Navigation and to dispose of the surplus Water; and for other Purposes. [14th August 1850.]

WHEREAS an Act was passed in the Thirteenth Year of the Reign of Queen *Elizabeth*, intituled *An Act for the bringing of the River of Lee to the North Side of the City of London*: And whereas an Act was passed in the Twelfth Year of His Majesty King *George* the Second, intituled *An Act for ascertaining, preserving, and improving the Navigation of the River Lee from the Town of Hertford to the Town of Ware in the County of Hertford, and for preserving and improving the said River from the said Town of Ware to the new Cut or River made by the Mayor, Commonalty, and Citizens of London, and for enabling the Governor and Company of the New River the better to supply the Cities of London and Westminster and the Liberties and Suburbs thereof with good and wholesome Water*, and which is herein-after referred to as "the second-recited Act:" And whereas an Act was passed in the Seventh Year of the Reign of His Majesty King *George* the Third, intituled *An Act for improving the Navigation of the River Lee from the Town of Hertford*

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Hertford to the River Thames, and for extending the said Navigation to the Flood Gates belonging to the Town Mill in the said Town of Hertford, and which is herein-after referred to as the "third-recited Act:" And whereas an Act was passed in the Nineteenth Year of the Reign of His Majesty King George the Third, intituled *An Act for preserving the Navigation of the River Lee in the Counties of Hertford, Essex, and Middlesex*, and which is herein-after referred to as "the fourth-recited Act:" And whereas an Act was passed in the Forty-fifth Year of the Reign of His Majesty King George the Third, intituled *An Act for the better Preservation and further Improvement of the Navigation of the River Lee in the Counties of Hertford, Essex, and Middlesex*, and which is herein-after referred to as "the fifth-recited Act:" And whereas under the Provisions of the recited Acts certain Persons qualified as therein mentioned have been from Time to Time appointed Trustees for executing the recited Acts: And whereas the Trustees have from Time to Time effected various Improvements in the Navigation of the River, and it would be a great public Advantage if they were authorized further to improve the same, and to sell and dispose of the surplus Water of the River *Lee* in manner herein-after mentioned, and to appropriate the Monies arising from such Sale to the Purposes of this Act, and also to raise a further Sum of Money upon the Security of the Tolls, Rates, and Property vested in them, to be appropriated in the same Manner: And whereas it is expedient that some of the Powers and Provisions of the recited Acts should be altered, amended, extended, and enlarged, and that others should be repealed, and that the Trustees should be incorporated in the Manner herein-after provided, and that other Provisions should be made for the better and more efficient Management of the Trust; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Provisions, Matters, and Things contained in the recited Acts, so far as the same are now unrepealed and in force, and except such of them or such Parts thereof as are by this Act repealed, altered, or otherwise provided for, or are inconsistent therewith, shall extend to this Act, and the several Purposes and Things hereby authorized to be done, as fully and effectually as if the same Provisions, Matters, and Things were repeated and re-enacted in this Act in reference to such Purposes and Things.

Provisions of
recited Acts
extended to
this Act.

Provisions of
8 & 9 Vict.
c. 18. incor-
porated with
this Act.

II. Provided always, and be it enacted, That in exercising the Powers given to them by virtue of this Act, of entering upon, taking, using, or interfering with any Lands, the Trustees shall be subject to the Provisions and Restrictions contained in the "Lands Clauses

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Consolidation Act, 1845," for which Purpose the last-mentioned Act shall be incorporated with and form Part of this Act.

III. And be it enacted, That the Trustees acting under the Provisions of the recited Acts and this Act, and their Successors, to be respectively nominated and appointed as provided by the third-recited Act, shall, for the Purposes of the recited Acts and this Act, be incorporated by the Name of "The Trustees of the River *Lee*," and by that Name shall be a Body Corporate, and have a Common Seal, with perpetual Succession, and shall have Power to purchase and hold, and sell, demise, and dispose of Lands for the Purposes of this and the recited Acts.

Trustees incorporated.

IV. And be it enacted, That no Bankrupt or Insolvent, or Person who shall compound by Deed with his Creditors, or not qualified to be a Trustee as required by the recited Acts, shall be capable of being or continuing a Trustee.

No Insolvent Person to be a Trustee.

V. And be it enacted, That any Person who at any Time after his Appointment or Election as a Trustee shall accept or continue to hold any Office or Place of Profit under the recited Acts or this Act shall thenceforth cease to be a Trustee.

Trustee may not hold any Office under this or recited Acts.

VI. And be it enacted, That a Person shall not be incapable of acting as a Justice of the Peace, in the Execution of the recited Acts or this Act, with reference to the levying of any Penalty thereunder, by reason of his being a Trustee.

Trustee may be a Justice of the Peace in executing of this Act.

VII. And be it enacted, That the "Commissioners Clauses Act, 1847," (save and except the Clauses "with respect to the Qualifications of Commissioners," and "with respect to the Election and Rotation of the Commissioners, where the Commissioners are to be elected by the Rate-payers or other like Class of Electors," and save and except so far as relates to the Appropriation and Investment of a Sinking Fund for paying off Monies borrowed, and save and except so much of that Act as is contained in the Clause numbered 54 in the Copies printed by the Printers to the Queen's most Excellent Majesty, shall be incorporated with and form Part of this Act, and the Provisions of such Act shall be read as if the Word "Trustees" were substituted therein instead of the Word "Commissioners," and as if the Words "River *Lee* Navigation" were substituted for the Word "Town," and as if the Limits of this Act were the Counties of *Hertford*, *Essex*, and *Middlesex*.

Certain Provisions of 10 & 11 Vict. c. 16. incorporated with this Act.

VIII. And be it enacted, That all Contracts and Agreements made or entered into before the passing of this Act by the said Trustees, or by any Person authorized on their Behalf, shall be as valid

Previous Contracts to be valid.

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valid and effectual in favour of, against, and with reference to the Trustees hereby incorporated, and may be proceeded on and enforced, in the same Manner to all Intents and Purposes as if the same Contracts or Agreements had been made or entered into by the Trustees hereby incorporated subsequently to the passing of this Act.

All Matters concerning the former Trustees to be as valid as to Trustees under this Act.

IX. And be it enacted, That all Gifts, Grants, Conveyances, Leases, Assignments, Assurances, Purchases, Sales, Titles by Possession and otherwise, Covenants, Rents, Annuities, Debts, Mortgages, Bonds, Securities, Liabilities, Verdicts, Judgments, Decrees, Orders, Inquisitions, Processes, Awards, Consents, Approvals, Certificates, Notices, and other Matters and Things enacted, made, executed, entered into, and acquired, obtained, issued, incurred, made payable, served, published, or given, to, with, from, by, upon, in favour of, against, or in reference to the Trustees prior to the passing of this Act, shall from and after the passing of this Act be as good, valid, and effectual upon or in favour of or against or in reference to the Trustees hereby incorporated as the same respectively were good, valid, and effectual immediately before the passing of this Act upon or in favour of or against or in reference to the Trustees acting under the Provisions of the recited Acts.

Actions not to abate.

X. And be it enacted, That no Action, Suit, Prosecution, Appeal or Notice of Appeal, Order or Decision of Justices, or Matter pending before Justices, Distress, Entry, Execution, Arbitration, or other Proceeding whatsoever commenced, carried, or levied, given or made, by, against, or in reference to the Trustees previously to the passing of this Act shall abate or be discontinued, annulled, or prejudicially affected by this Act, but on the contrary the same shall continue and take effect in favour of or against or in reference to the Trustees hereby incorporated in the same Manner in all respects as the same would have continued and taken effect in favour of or against or in reference to the Trustees acting under the Provisions of the recited Acts if this Act had not been passed; and all Penalties incurred by or for any Offence against the Provisions of the recited Acts or any of them, or against any Bye Law or Regulation of or concerning the Trustees, previously to the passing of this Act, shall and may be sued for, proceeded for, and recovered, and all Offences which may have been committed before the passing of this Act against the Provisions of the recited Acts or any of them, or any such Bye Law or Regulation, may be prosecuted in such or the like Manner to all Intents and Purposes as the same might have been sued for and prosecuted respectively if this Act had not been passed, the Trustees hereby incorporated being in reference to the Matters aforesaid in all respects considered identical with the Trustees acting under the Provisions of the recited Acts.

Recovery of Penalties and Prosecution of Offenders.

XI. And

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XI. And be it enacted, That nothing in this Act contained shall be held to prejudice or affect any Right or Cause of Action or Suit, or any Remedy, which the Trustees acting under the Provisions of the recited Acts and against any Person or Corporation, or which any Person or Corporation had against the Trustees, at the Time of the passing of this Act, but that all such Rights, Causes, and Remedies may be enforced or prosecuted by or against the Trustees hereby incorporated in like Manner and within the same Periods as the same might have been enforced or prosecuted by or against the Trustees acting under the Provisions of the recited Acts if this Act had not been passed.

Right of
Action by or
against Trus-
tees not to
be preju-
diced.

XII. And be it enacted, That it shall be lawful for the Trustees to make and at all Times to maintain and improve, in the Lines or Courses in that Behalf respectively shown, and according to the Mode in that Behalf respectively exhibited, on the Plans and Sections herein-after mentioned, the following new Cuts ; (that is to say,)

New Cuts.

FIRST CUT.—A Cut commencing in the Navigation at or near the crossing of the Navigation by the *Eastern Counties* Railway in the Hamlet of *Hoddesdon* in the Parish of *Broxbourne* in the County of *Hertford*, and passing thence through the same Hamlet and Parish, and through the Parish of *Roydon* in the County of *Essex*, to the Navigation at or near *Charldon* otherwise *Charlton* Mill in the Hamlet of *Hoddesdon* and Parish of *Broxbourne*, or in the Parish of *Roydon* :

SECOND CUT.—A Cut commencing in the Navigation at or near to *Carthagera* Lock in the Parish of *Nazing* in the County of *Essex*, and terminating in the Navigation at or near a Field in the same Parish called *Nazing Marsh* :

THIRD CUT.—A Cut commencing in the Navigation at or near a Field called *Waltham Marsh* in the Township of *Waltham* in the Parish of *Waltham Holy Cross* in the County of *Essex*, and passing thence into the Parish of *Cheshunt* in the County of *Hertford*, and terminating in the Navigation at or near *Enfield* Lock in the Parish of *Enfield* in the County of *Middlesex* :

FOURTH CUT.—A Cut commencing in the Navigation at or near *Stone Bridge* Lock in the Parish of *Tottenham* in the County of *Middlesex*, and terminating in the Navigation at or near *Tottenham Mills* Lock in the Parish of *Tottenham* :

FIFTH CUT.—A Cut commencing in the Navigation in *Walthamstow Marsh* in the Parish of *Walthamstow* in the County of *Essex*, and terminating in the Navigation in the same Marsh :

SIXTH CUT.—A Cut commencing and terminating in the Navigation at or near *Lee Bridge* in the Parish of *Saint John Hackney* in the County of *Middlesex* :

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SEVENTH CUT.—A Cut commencing in the Navigation at a Point a short Distance North of *Lee Bridge* in the Parish of *Leyton* in the County of *Essex*, and terminating in the Navigation at a Point nearer to *Lee Bridge* in the Parish of *Saint John Hackney* in the County of *Middlesex* :

EIGHTH CUT.—A Cut, with a Lock thereon, commencing in the Navigation at or near *Four Mills* in the Parish of *Bromley Saint Leonards* in the County of *Middlesex*, and passing through the Parish of *Westham* in the County of *Essex*, and terminating in *Bow Creek* near the *Four Mills* :

And it shall be lawful for the Trustees to apply such Portions of the Monies from Time to Time in their Hands as they shall deem fit in maintaining and improving the proposed Cuts, in lieu of applying such Monies in the Maintenance of those Portions of the existing Navigation for which such Cuts are proposed to be substituted.

Power to
construct
new Locks.

XIII. And be it enacted, That it shall be lawful for the Trustees to construct and maintain a new Lock or double Pair of Tide Gates at or near *Hunter's Gates* on the River *Lee*, between *Bow Bridge* and *Hunter's* otherwise *Saint Thomas's Mill Stream*, and also to construct and maintain a new Lock or double Pair of Tide Gates on the River *Lee* at or near *Old Ford*.

Power to
improve the
Navigation.

XIV. And be it enacted, That it shall be lawful for the Trustees to cleanse, scour, deepen, divert, enlarge, straighten, or otherwise improve the Channel or Course of the River *Lee*, and to alter the Level of the Water thereof, and to remove or alter such of the existing Locks, Docks, Wharfs, Lay-byes, Tumbling Bays, Waste Weirs, Draw Gates, Bridges, Roads, Towing Paths, and other Works upon, over, or across the River *Lee*, and to construct all such new Locks, Docks, Wharfs, Lay-byes, Tumbling Bays, Waste Weirs, Draw Gates, Bridges, Roads, Towing Paths, and other Works upon, over, or across the River *Lee*, and from Time to Time to alter, remove, or enlarge all such Works respectively as the Trustees in their Discretion may think proper, and to construct and maintain, in such Manner as they shall deem expedient, all such Embankments, Piers, Jetties, Side Drains, Sluices, Culverts, Machinery, Engines, Apparatus, and other Works as they shall think proper for the Purposes aforesaid.

Level of
Water to be
maintained
at or near
Waltham.

XV. And whereas by means of the Construction of the proposed Works and the Alteration of the Level of the Water in the River *Lee* at and near the Town of *Waltham*, the Depth of Water in the Stream leading to the Mills in the Parish of *Cheshunt* the Property of Her Majesty, and under the Control of the Principal Officers of Her Majesty's Ordnance, will be materially increased, and it is expedient to provide for the raising of the Banks of the Stream, and for maintaining the Water in the same at a proper Level: Be it therefore

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fore enacted, That it shall be lawful for the Trustees to raise the Banks of the Stream to the Extent and in the Mode defined upon the Sections deposited as herein-after mentioned, and also to maintain the Level of the Water in the Stream at the Height shown upon the Sections.

XVI. And whereas by means of the Construction of the proposed Works and the Alteration of the Level of the Water in the River *Lee* at and near the Point where Sir *George Duckett's* Canal otherwise the *Lee Union* Canal forms a Junction with the River *Lee*, the Depth of Water in the Pond between such Point of Junction and the First Lock on the Canal will be materially increased, and it is expedient to provide for the raising of the Banks of the Pond, and for maintaining the Water in the same at a proper Level: Be it therefore enacted, That it shall be lawful for the Trustees to raise the Banks of the Pond between the Point where the Canal forms a Junction with the River *Lee* and the First Lock on the Canal to the Extent and in the Mode defined upon the Sections deposited as herein-after mentioned, and also to maintain the Level of the Water in the Pond at the intended Height shown upon the Sections.

Banks of River to be maintained at Junction with Sir G. Duckett's Canal.

XVII. And whereas Plans and Sections describing the Line and Levels, Course, and Situation of the proposed Works, and of the Lands upon, through, or over which the same are intended to be made, maintained, varied, extended, or enlarged, and also a Book of Reference containing the Names of the Owners, or reputed Owners, Lessees or reputed Lessees, and Occupiers of such Lands, have been deposited with the respective Clerks of the Peace for the Counties of *Hertford*, *Essex*, and *Middlesex*: Be it enacted, That, subject to the Provisions of this Act, it shall be lawful for the Trustees to enter upon, purchase, and take such of the Lands described in the Plans and Book of Reference herein-before mentioned as shall be necessary for the Purposes of this Act.

Power to take Lands described in deposited Plans.

XVIII. And be it enacted, That the compulsory Powers to take Lands for the Purposes of this Act shall expire in Five Years from the passing thereof.

Period for compulsory Purchase of Lands limited.

XIX. And be it enacted, That the Works authorized by this Act shall be completed in Seven Years from the passing thereof, and on the Expiration of such Period the Powers by this Act given to the Trustees of executing such Works shall cease to be exercised, except as to so much of the Works as shall be then completed.

Period within which Works to be completed.

XX. And be it enacted, That all Persons interested may at all seasonable Times inspect such Plans, Sections, and Book of Reference, and may require to be furnished by any such Clerk of the Peace with Extracts therefrom or Copies thereof; and every such Clerk

Plans, &c. to be open to Inspection.

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Clerk of the Peace shall give Access to such Documents, and, if required, furnish Copies thereof or Extracts therefrom, upon Payment of a reasonable Price for each Copy or Extract, and shall also, if required, and without further Payment, certify such Copies or Extracts to be true Copies or Extracts.

Errors, &c. may be corrected by Two Justices, who may certify the same.

XXI. And for the Purpose of making Provision for correcting any Omission, Mis-statement, or erroneous Description of any Lands, or of the Owners, Lessees, or Occupiers of any Lands described on the Plans or in the Book of Reference, be it enacted, That the Correction of any such Matter may be referred by the Trustees to the Determination of Two Justices; and if it shall appear to such Justices that such Omission, Mis-statement, or erroneous Description arose from Mistake, they may certify the same accordingly, and they shall in such Certificate state the Particulars of any such Omission, and in what respect any such Matter shall have been mis-stated or erroneously described; and such Certificate shall be deposited with the Clerks of the Peace of the Counties of *Hertford*, *Essex*, and *Middlesex*, and Copies or Extracts thereof shall be deposited with the Clerks of the several Parishes in which the Lands affected thereby shall be situate; and such Certificate and such Extracts or Copies respectively shall be kept by such Clerks of the Peace and Clerks of Parishes respectively along with the Plans or Book of Reference to which they relate, and thereupon such Plans or Book of Reference shall be deemed to be corrected according to such Certificate, and it shall be lawful for the Trustees to execute the Works in accordance with such Certificate.

Certificate to be deposited.

Copies of Plans, &c. may be Evidence.

XXII. And be it enacted, That true Copies of such Plans and Book of Reference, and of any Correction thereof, or Extracts therefrom, certified by any Clerk of the Peace with whom the same shall have been deposited, which Certificate such Clerk shall give to all Parties when required, shall be received in all Courts of Justice and elsewhere as Evidence of the Contents thereof.

Limits of Deviation.

XXIII. And be it enacted, That the Trustees, in making the proposed Cuts and other Works, shall have full Power and Authority to deviate from the Course or Direction thereof delineated in the Plans so deposited with the Clerks of the Peace as herein-before mentioned; provided that no such Deviation shall extend to a greater Distance than One hundred Yards, nor beyond the Line of Deviation marked upon such Plans, nor into the Lands or Property of any Person whose Name is not mentioned in the Book of Reference, without the previous Consent in Writing of such Person, unless the Name of such Person shall have been omitted by Mistake, and the Fact that such Omission proceeded from Mistake shall have been certified in the Manner herein-before provided for in Cases of unintentional Errors in the Book of Reference.

XXIV. Pro-

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XXIV. Provided always, and be it enacted, That nothing in this Act or the recited Acts contained shall be construed to obstruct or hinder the Lord of the Manor, or the Owner of any Lands lying upon or near the Banks of the River, or of any Lands through which the proposed Cuts shall be made, from making or erecting any Warehouses, Weighbeams, Cranes, Quays, Landing Places, Cuts, Branch Navigations, or Wharfs upon the Banks of the River, or Cuts in and upon their own Land, so that the erecting or using such Warehouses, Weighbeams, Cranes, Quays, Landing Places, Cuts, Branch Navigations, or Wharfs do not obstruct or prejudice the Navigation, or any of the Powers given by this and the recited Acts.

Owners of
Lands may
make Wharfs.
&c.

XXV. And be it enacted, That it shall be lawful for the Trustees to purchase or rent, from any Corporation or Person willing to sell or let the same, any Lands, other than and besides the Lands described on the Plans and in the Book of Reference.

Power to
purchase, &c.
Lands not
described in
Plans, &c.

XXVI. And be it enacted, That the Persons authorized by the "Lands Clauses Consolidation Act, 1845," to convey Lands shall have full Power to grant any Easement, Power, or Authority in or over such Lands, upon the same Terms and Conditions as are prescribed in that Act in case of a Sale of Lands, or as near thereto as the Circumstances of the Case will admit.

Owners may
grant Easements
over
Lands.

XXVII. And be it enacted, That where the Level of any Road shall be altered in making the proposed Cuts or other Works, the Ascent of any Turnpike Road shall not be more than One Foot in Thirty Feet, and of any other public Carriage Road not more than One Foot in Twenty Feet, except as herein-after provided; and a good and sufficient Fence of Four Feet high at the least shall be made on each Side of every Bridge which shall be erected.

Inclination
of Roads.

XXVIII. Provided always, and be it enacted, That if the mesne Inclination of any Road within Two hundred and fifty Yards of the Point of crossing the same, or the Inclination of such Portion of any Road or Bridge as may require to be altered, shall be steeper than the Inclination herein-before required to be preserved by the Trustees, then the Trustees may carry any such Road or Bridge over the Cut or other Work, or may construct such altered or substituted Road or Bridge at an Inclination not steeper than the said mesne Inclination of the Road or Bridge so requiring to be altered, or for which another Road or Bridge shall be substituted.

Road or
Bridge may
be carried
over any Cut.

XXIX. Provided always, and be it enacted, That the Trustees shall not raise the Bridge over the new Cut of the River *Lee* at *Risbie's* Rope Walk, *Limehouse*, in the Parish of *Saint Anne* in the County
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If Bridge at
Limehouse
altered, the
Level of

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Road to be altered.

of *Middlesex*, above its present Level, or construct any new Bridge in lieu of the present Bridge upon a higher Level than the present Level of such Bridge; and if the Trustees alter or interfere with the present Bridge, or construct a new Bridge in lieu thereof, they shall alter the Level or Inclination of the present Roads to such an Extent as may be necessary to form and make as Approaches to such Bridge at each End of the same a good Carriage Road of not less Width than the Road in lieu of which the same shall be made, with an Ascent or Inclination not exceeding One Foot in Twenty Feet, and Footpaths adjoining the same, which Roads and Footpaths to such Extent as aforesaid shall be formed and made and for ever maintained and repaired to the reasonable Satisfaction of the Surveyor to the Trustees having Jurisdiction over such Roads.

Provision for the Drainage of the Property of the East London Waterworks Company and Messrs. Farnan and Sons at Old Ford.

XXX. Provided always, and be it enacted, That the Trustees shall not make any Cut, Lock, Tide Gate, or other Alteration or Work of or in the Navigation of the said River *Lee* in any Place between *Old Ford* Lock and *Bromley* Lock, until a Sewer of proper and sufficient Dimensions for carrying off all Sewage between *Old Ford* Lock and *Bow* Creek shall have been constructed, nor until such Drains into such Sewer from the Lands, Buildings, and Works of the *East London* Waterworks Company, and the Lands, Buildings, and Dye Works of Messrs. *Farnan* and Sons respectively, situate at *Old Ford*, as shall be sufficient to drain the same respectively as thoroughly and effectually as heretofore, shall have been constructed; and the Trustees shall bear and pay all the Costs, Charges, and Expenses of and incident to the making of such last-mentioned Drains; and the *East London* Waterworks Company, and the Owners and Occupiers of such Lands, Buildings, and Dye Works of Messrs. *Farnan* and Sons respectively, shall not be called upon for any Contribution towards the Costs, Charges, and Expenses of and incident to the making of such last-mentioned Drains; and the said Trustees shall bear and pay all Costs, Charges, and Expenses of and incident to any Repairs of such Drains respectively rendered needful at any Time during Five Years next after the Completion thereof respectively, by reason of any original Defect in the Plan, Materials, Workmanship, or Construction thereof.

Supply of Water from the River *Lee* to the Temple Mills to be discontinued.

XXXI. And whereas the Mills called *Rockholt* Mills, otherwise the *Temple* Mills, situate on the River *Lee*, belong to the *East London* Waterworks Company, and by means of an Arrangement between the said *East London* Waterworks Company and the Trustees the said Mills will upon the passing of this Act become the Property of the Trustees, and it is intended that such Mills should for ever thereafter cease to be used as Water Mills: Be it therefore enacted, That from and after the same Mills shall have become the Property of

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of the Trustees the same Mills shall cease to be used as Water Mills, and no future Owners or Occupiers of the same Mills shall be entitled to claim from the Trustees any Supply of Water for the Purposes thereof, except as herein-after mentioned: Provided nevertheless, that the Trustees, as Owners of the same Mills, or other the Owners and Occupiers for the Time being of the same Mills, and of any Mills to be hereafter erected in lieu thereof, shall at all Times be entitled to claim, take, and use from the *Temple Mill Stream* such a Supply of Water as shall be sufficient for the Purposes of any Steam Engines to be hereafter erected for or used in such Mills respectively: Provided also; that the Waste Water from such Steam Engines shall at all Times be returned and made to flow into the said Stream called the *Temple Mill Stream*, and such Owners or Occupiers for the Time being shall from Time to Time make adequate Provision for effecting such Return and Reflow accordingly: Provided also, that if at any Time such Owners or Occupiers do not, when so required by the Trustees, make such Provision as last aforesaid, then and so often and so long as such Owners or Occupiers are so in default the Trustees may, if they think fit, withhold from them such Supply of Water for the Purposes of the said Steam Engines.

XXXII. And whereas the *East London Waterworks Company*, under the Provisions of an Act of Parliament passed in the Session of Parliament held in the Tenth Year of the Reign of His late Majesty King *George the Fourth*, intituled *An Act for better supplying the East London Waterworks with Water, and amending the several Acts relating to the said Waterworks*, are authorized, for the Purposes of their Undertaking, to take Water from the River *Lee*, on Payment to the Trustees of the half-yearly Sum of One hundred and twenty-five Pounds as the Consideration for the Water so taken, and the same Company have arranged and agreed with the Trustees that the Quantity of Water which they shall be entitled to take for such Purposes from the same River and the Parts of the River from which they shall be entitled to take the same should be limited and defined, and that the Payment to be made by them to the Trustees in respect of the Water to be hereafter taken by them shall be settled as by this Act provided: Be it therefore enacted and declared, That the said *East London Waterworks Company* shall absolutely and for ever after the passing of this Act be entitled to take from the said River *Lee*, for the Purposes of their Undertaking, subject nevertheless to such Payment in respect thereof as by this Act provided, but free from all other Charge and Liability whatsoever, such a Quantity of Water in every Year as shall be equal to the aggregate Amount of Thirty Cubic Feet of Water for every Second of Time during such Year, and which Quantity is in this Act referred to as the Ordinary Supply to the Waterworks; and that Company shall absolutely and for

Regulating
the Quantity
of Water to
be taken by
the East
London
Waterworks
Company
from the
River Lee.

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for ever after the passing of this Act be entitled to take, subject to such additional Payment in respect thereof as by this Act provided, but free from all other Charges and Liability whatsoever, for the Purposes of their Undertaking, from the River *Lee*, such a further Quantity of Water as shall be equal to the aggregate Amount of Thirty Cubic Feet of Water for every Second of Time during such Year, and which further Quantity is in this Act referred to as the extraordinary Supply to the Waterworks; and that Company may from Time to Time, as they think fit, take such Ordinary Supply and such Extraordinary Supply, or either of them, or any Part thereof respectively, from that River, either at or immediately above or below the Mills situate in that River, and called *Lee Bridge Mills*, and the Trustees shall not at any Time take or permit to be taken from that River any Water to the Detriment of such Ordinary Supply and such Extraordinary Supply, or either of them, or make or use, or permit to be made or used, any Works interfering therewith: Provided always, that that Company shall not at any Time take from that River above those Mills such a Quantity of Water as shall reduce the Head of Water in that River between *Lee Bridge* and those Mills below the Height at which the same is by the said recited Act of the Seventh Year of King *George* the Third required to be maintained: Provided also, that in order that a sufficient Supply of Water for the Purposes of the said *East London Waterworks* may be always maintained, the Trustees shall, at their own Expense, within Twelve Calendar Months after Notice in Writing in that Behalf from the said *East London Waterworks* Company requiring the same, erect and maintain a Tumbling Bay across the said River immediately below the Canal Entrance to the Canal or Feeder of the said *East London Waterworks* Company, such Tumbling Bay to be constructed in such Manner as the Chief Engineer to the same Company shall reasonably require, but so nevertheless as not to prevent the Flow of Water into and down the Main Channel of the said River *Lee*, as herein-after in the Forty-second Section of this Act is provided in that Behalf: Provided also, that in case the said *East London Waterworks* Company shall at any Time or Times take their Supply of Water or any Part thereof from above the said *Lee Bridge Mills*, and the Water Power of the same Mills shall be thereby diminished, the Trustees shall not be required to make any Compensation to or be under any Liability to the said *East London Waterworks* Company or other the Owners for the Time being of the said *Lee Bridge Mills* for any such Diminution in their Water Power.

Payments to
be made by
the East
London
Waterworks
Company to

XXXIII. And be it enacted, That the *East London Waterworks* Company shall not be required or liable to pay to the Trustees, in respect of the said Ordinary Supply to the Waterworks, any greater Sum or Amount than they are by the said Act of the Tenth Year of

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the Reign of His said late Majesty King *George* the Fourth required and made liable to pay for or in respect of the Water by the same Act authorized to be taken by them; and the said Sum or Amount, so payable by the same Company shall, notwithstanding this Act, continue so payable, and at the same Times, and shall be recoverable in the like Manner, as the same is by the same Act made payable or recoverable.

the Trustees for the Ordinary Supply of Water from the River Lee;

XXXIV. And with respect to the Payment to be made by the said *East London Waterworks Company* for the said Extraordinary Supply to the Waterworks, be it enacted, That the said *East London Waterworks Company* shall pay to the said Trustees in respect of such Extraordinary Supply to the Waterworks after the following Rate; (that is to say,) when the Quantity of Water taken in any One Quarter of a Year, the Quarters to be computed as ending with the Twenty-fifth Day of *March*, the Twenty-fourth Day of *June*, the Twenty-ninth Day of *September*, or the Twenty-fifth Day of *December*, does not exceed Ten Cubic Feet of Water for every Second of Time during such Quarter, then such Payment shall be such a Sum as is after the Rate of Twenty-five Pounds for the Amount of One Cubic Foot of Water for every Second of Time which shall be taken during such Quarter; and when the Quantity of Water in any One such Quarter exceeds the Amount of Ten Cubic Feet of Water for every Second of Time during such Quarter, then such Payment shall be after the Rate of Fifty Pounds for every further One Cubic Foot of Water for every Second of Time which they shall take during such Quarter up to the full Quantity of the said Extraordinary Supply to the Waterworks; and the Trustees shall have and be entitled to all such Rights and Remedies for recovering and compelling Payment of the Money which shall accrue due to them in respect of the said Extraordinary Supply to the Waterworks as under the Provisions in this Act expressly or by reference contained they are entitled to in respect of the Ordinary Supply to the Waterworks; and all the Payments to be made by the *East London Waterworks Company* to the Trustees in respect of the Supply to the Waterworks during any One Quarter of a Year ending respectively as in this Act expressed shall be made within Twenty-one Days after the Expiration of such Quarter, and shall be made clear of all Taxes, Rates, Charges, and Deductions whatsoever.

and also for the Extraordinary Supply of Water from the River Lee.

XXXV. And for the Purpose of ascertaining the Quantity of the Water which shall be hereafter taken from the River *Lee* by the *East London Waterworks Company*, be it enacted, That the said *East London Waterworks Company* shall at their own Expense cause proper mechanical Counters for counting and registering the Strokes of all their Pumps by which such Water shall be in the first

Provision for estimating the Supply of Water from the River Lee to the East London Waterworks Company.

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instance pumped up to be affixed to and worked by such Pumps, and such Counters shall be constructed, affixed, and worked to the reasonable Satisfaction of the Chief Engineer for the Time being of the Trustees; and the Trustees and their Agents shall at all seasonable Times have free Access to and full Liberty to inspect such Counters, and to take Notes of the Amount of Water thereby registered; and the Payments to be made by that Company to the Trustees in respect of such Supply shall be determined by the Amount of Water so registered; and it shall be lawful for the Trustees, if they shall think fit, at their Will and Pleasure, from Time to Time or at all Times to affix and use their own Counters, at their own Expense, for the Purposes of this present Provision; and the said *East London Waterworks Company* shall afford all Facilities to the Trustees for affixing and using and inspecting the same, and taking Notes of the Result of such Inspection.

Provision in
Cases of
Drought.

XXXVI. And whereas it may happen that in Seasons of Drought the Quantity of Water in the Channel of the said River *Lee* may not be sufficient for the Purposes of the Trustees, after the Abstraction of the Quantity by this Act authorized to be taken by the said *East London Waterworks Company* as aforesaid for the Ordinary Supply to the Waterworks: Be it therefore enacted, That in case at any Time or Times hereafter the Quantity of Water flowing in the said River immediately above the *Lee Bridge Mills* aforesaid shall be not more than Thirty Cubic Feet *per Second*, then and in every such Case, and as often as the same shall happen, it shall be lawful for the Trustees, notwithstanding the Provision herein-before contained whereby the said *East London Waterworks Company* are declared to be entitled to the said Ordinary Supply for the Waterworks, and Extraordinary Supply for the Waterworks, to take and use for their own Benefit and Disposal such a Quantity of the said Water as herein-after is mentioned; (that is to say,) after and subject to the Supply to the said *East London Waterworks Company* of Twenty Cubic Feet *per Second* to which they are hereby declared to be absolutely entitled as aforesaid, the Trustees shall be entitled to take and use for their own Benefit and Disposal Ten Cubic Feet *per Second*, without any Right or Pretence on the Part of the said *East London Waterworks Company* to share or participate in the same; and after and subject to the said absolute Quantities of Twenty Cubic Feet and Ten Cubic Feet so to be taken and used by the said Company and the said Trustees respectively, the said *East London Waterworks Company* shall be entitled to take and use Ten Cubic Feet *per Second*, without any Right or Pretence upon the Part of the Trustees to share or participate in the same; and after and subject to the said absolute Quantities of Twenty Cubic Feet, Ten Cubic Feet, and Ten Cubic Feet, so to be taken by the said Company and
the

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the said Trustees respectively as aforesaid, the Trustees shall be entitled to take and share with the said *East London Waterworks Company* and to dispose of One Cubic Foot of Water *per Second* for every One Cubic Foot of Water *per Second* which shall be taken by the said *East London Waterworks Company*, up to such an Amount as, inclusive of the said Twenty Cubic Feet and Ten Cubic Feet so to be taken by the said Company as aforesaid, shall be equal to the full Quantity of Water hereby authorized to be taken by the said Company for the Ordinary and Extraordinary Supply to the Waterworks.

XXXVII. And be it enacted, That if at any Time hereafter any of the Banks, Bridges, Roads, Ways, Walls, Fences, Drains, or other similar Works of the *East London Waterworks Company*, or of the Lands, Buildings, and Dyeworks at *Old Ford* now of Messrs. *Farnan and Sons*, or of the Lands, Buildings, and Silk Printworks at *Westham* now of Mr. *John Tucker*, or of the Mills called the *Abbey Mills* belonging to the Governors of *Christ's Hospital*, and now in the Occupation of *John Cooper*, or the Mills at *Stratford* called the *City Mills* belonging to the Mayor and Commonalty and Citizens of the City of *London*, now in the Occupation of Messieurs *Howard and Company*, shall be interfered with, altered, or endangered by or by reason of any of the Works or Acts of the Trustees, or by any Flood occasioned by any of such Works or Acts, then and in every such Case the Trustees shall forthwith thereafter execute all such Works as shall be proper and sufficient for altering, reinstating, strengthening, or renewing the same, to the Satisfaction in all respects of the Chief Engineers for the Time being of the *East London Waterworks Company*, and of the said Messrs. *Farnan and Son*, Mr. *John Tucker*, the Governors of *Christ's Hospital*, the Mayor and Commonalty and Citizens of the City of *London*, and of the Trustees respectively: Provided always, that this Provision shall not extend to any Water Pipes of the *East London Waterworks Company* already or to be hereafter laid under the Navigation; provided also, that if at any Time the Trustees refuse, neglect, or needlessly delay to execute any Works required by this Provision, then the *East London Waterworks Company*, or, as the Case may be, the Owners or Occupiers of those Lands, Buildings, and Dyeworks, and Silk Printworks, and the *Abbey Mills* respectively, may execute the same, and shall respectively be entitled to recover the full Amount of all Costs, Charges, and Expenses of and incident to the Execution of the same, as liquidated Damages, and also the full Amount of all Damages occasioned by any such Refusal or needless Delay, together with full Costs of Suit, from the Trustees, by Action in any of the Superior Courts or in any other Court of competent Jurisdiction.

Provision for making good Damage to Property of the East London Waterworks Company, and Messrs. Farnan and Sons, Mr. John Tucker, the Abbey Mills, Mr. Cooper, and the City Mills, by the Work of the Trustees or Floods occasioned by those Works.

XXXVIII. And

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Provision for the giving up by the East London Waterworks Company to the Trustees without Compensation of Two Pieces of Land.

XXXVIII. And whereas the *East London Waterworks Company* are willing and have arranged to give up to the Trustees for the Purposes of this Act, and without Compensation, the Pieces of Land belonging to that Company next herein-after mentioned: Be it therefore enacted, That if the Trustees shall, under the Authority and for the Purposes of this Act, enter upon and take the several Pieces of Land numbered respectively 19, in the Parish of *Saint John Hackney*, and 14, in the Parish of *Saint Mary Stratford-le-Bow*, in the Plans deposited for the Purposes of this Act, or either of such Pieces, that Company shall not be entitled to any Compensation for or with reference to the Piece or Pieces which shall be so entered upon and taken, but shall make a Conveyance of the Piece or Pieces, as the Case may be, which shall be so entered upon or taken, for a nominal Consideration, to the Trustees, at the Expense of such Trustees: Provided nevertheless, that as respects the said Piece of Land numbered 14 the Trustees shall not enter upon or take the same until the same shall be required for the Purposes of the Works hereby authorized to be made.

Compensation Reservoir of the East London Waterworks Company to become the Property of the Trustees.

XXXIX. And whereas the *East London Waterworks Company* are the Owners of a Reservoir situate in the Parish of *Saint Mary Stratford-le-Bow*, commonly called the Compensation Reservoir, and are bound to maintain the same for the Benefit of certain Mill Owners, and the Trustees and the same Company are willing and have arranged that the same Reservoir should be transferred to and hereafter maintained by the Trustees: Be it therefore enacted, That it shall be lawful for the said *East London Waterworks Company*, at any Time after the Works by this Act authorized to be made at *Bromley Lock* shall have been opened for Use, to convey the same Reservoir to the Trustees, without the Payment by the Trustees of any Consideration for the same; and the Trustees shall and they are hereby authorized and required to accept a Conveyance of that Reservoir, with the Appurtenances, accordingly, and such Conveyance shall be at the Costs, Charges, and Expenses of the Trustees.

Rights of Mill Owners with reference to the Compensation Reservoir preserved.

XL. And in order that the said Mill Owners and the Trustees for whose Benefit the same Reservoir is maintained as aforesaid may not by the Provisions of this Act be deprived of the Benefit now enjoyed by them in respect of the said Reservoir, be it enacted, That until the said Reservoir be conveyed to the Trustees that Company shall continue subject to all such Duties, Liabilities, Claims, and Demands with reference to that Reservoir and the Supply of Water therefrom, and otherwise in relation thereto, as they would have been subject to if this Act had not passed; and from and after the Conveyance of that Reservoir to the Trustees they shall be subject to the same or the like Duties, Liabilities, Claims, and

Demands

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Demands in all respects as if the Obligation of constructing and maintaining that Reservoir and supplying Water therefrom had originally been imposed on the Trustees, instead of on that Company, and the Trustees, instead of that Company, had originally been made subject to such Duties, Liabilities, Claims, and Demands; and such Owners or Occupiers shall and may accordingly have, enforce, and enjoy, upon, against, and with reference to the Trustees, all such Rights, Interests, Claims, and Demands as they might have had, enforced, and enjoyed upon, against, and with reference to that Company, if this Act had not passed: Provided always, that if at any Time after the Conveyance of that Reservoir to the Trustees it shall, by reason of any Agreement with such Owners or Occupiers, be no longer necessary for the Trustees, in order to perform and satisfy such Duties, Liabilities, Claims, and Demands, to maintain that Reservoir, then the Trustees may and shall nevertheless, at the Costs and Charges of the said Company, re-convey that Reservoir, with the Appurtenances, to that Company, on receiving from them, as the Consideration for the same, such a Sum or Amount of Money as computed by the Acreage of the Site of such Reservoir and Appurtenances shall be equal in the aggregate to the Sum originally paid by the Company for the Purchase of the Site of the same Reservoir and the Appurtenances thereof.

XLI. And whereas the *East London Waterworks Company* are the Lessees of the Mill belonging to the Mayor and Commonalty and Citizens of the City of *London* called the *Westham Waterworks Mill*, situate on the River *Lee*, and certain Lands belonging thereto, with the Appurtenances, and that Company are willing, and it is expedient, that such Provisions with reference thereto as in this Act expressed should be made: Be it therefore enacted, That if by any Means the Trustees shall at any Time hereafter purchase or acquire the Estate and Interest in reversion in Fee Simple expectant on the Determination of the Lease of the said *East London Waterworks Company* of such Mayor and Commonalty and Citizens of and in those Mill and Lands, with the Appurtenances, but not otherwise, that Company may and within Six Calendar Months after the Trustees shall become so entitled shall and they are hereby required to surrender to the Trustees, at the Expense nevertheless of the Trustees, all the Leasehold Term, Right, and Interest whatsoever of that Company in and to the same, without the Payment of any Consideration by the Trustees for such Surrender, and the Trustees are hereby authorized and required to accept such Surrender accordingly; and further, that from and after such Surrender by the *East London Waterworks Company* to the Trustees of the *Westham Water Mills* aforesaid, that Mill, or any Mill or other Works to be hereafter erected upon any Part of the Land comprised in such Surrender,

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shall

Provision for the Surrender by the *East London Waterworks Company* of their Leasehold Interest in the *Westham Waterworks Mill*, and for disusing the same.

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shall not at any Time be used as Waterworks or as a Water Mill; and the Trustees shall, as soon as may be after the making of such Surrender, execute the following Works; (that is to say,) the Trustees shall, by the Erection of a Dam or other proper and sufficient Construction at some Point below and near to what is now the Tail of the Mill, effectually prevent the Flow at any Time of Water from the Stream called the *Westham* Waterworks Mill Stream into any of the Streams flowing from the neighbouring Mills called respectively the *City* Mills and *Pudding* Mill, and which now form the Head for the neighbouring Mills called the *Three Mills*; and the Trustees shall, by the Erection of Dams or other proper and sufficient Constructions, effectually prevent the Flow at any Time into the *Westham* Waterworks Mill Stream of any Water from the River *Lee*, except only such of the said Water as shall be necessary to be discharged during Flood Time from the same River into the said *Westham* Waterworks Mill Stream through proper Flood Hatches, and such Water as shall flow from any Drain hereafter made by the Trustees down the Valley of the said River *Lee*: Provided always, that the Provisions lastly herein-before contained shall not be held to authorize the Trustees to diminish the Quantity of Water in the *Westham* Waterworks Mill Stream to such an Extent as to deprive the Owners and Occupiers of Land on either Side of that Stream of such Right to the Use of the Water thereof as they now have and may lawfully exercise: Provided nevertheless, that, notwithstanding the Provision herein-before contained requiring the said Company to surrender the said *Westham* Waterworks Mill to the Trustees as aforesaid, the said *East London* Waterworks Company shall not be called upon or required so to surrender the same Mills, except either after the Conveyance to or taking possession by the Trustees of the Compensation Reservoir aforesaid, or coterminously with such Conveyance or taking possession.

Provision for the free Flow of Water past the Temple Mills into the Channelsea River.

XLII. And be it enacted, That the Trustees may and shall, within Six Calendar Months after such Surrender, remove the Gates and Cill at the *Rockholt* Mills otherwise the *Temple* Mills, and shall at all Times thereafter keep the Channel of the said *Temple* Mills Stream where the said Gates and Cill previously stood clear from all Obstruction, so as to permit all the Water passing into that Stream to flow freely into and down the Stream called the *Channelsea* River; and the Trustees shall, by the Erection of Dams or other proper and sufficient Works, effectually prevent the Flow at any Time into the *Westham* Waterworks Mill Stream of Water flowing down the Stream called the *Temple* Mills Stream, so that so much of the Water flowing down the said *Temple* Mills Stream shall flow into the Stream called the *Channelsea* River as may be necessary for keeping the Water in the said *Channelsea* River at the Level proper for the Purposes of

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the Mills called the *Abbey Mills*, situate on that Stream, and the *Abbey Print Works* there, respectively; and the Trustees shall, by proper and sufficient Constructions and Works, provide that the Flow of Water into and down the *Channelsea River* shall be not less than Eight hundred Cubic Feet in every Minute, such Quantity to be from Time to Time measured at the said Point called the *Lead Mill Point* immediately below where the *Temple Mills Stream* flows out of the River *Lee*: Provided also, nevertheless, that notwithstanding anything in this Act to the contrary there shall be preserved and provided, and the Trustees shall by all proper and sufficient Constructions and Works preserve and provide, that the Flow of Water into and down the Main Channel of the Main Stream of the said River *Lee* shall be not less than One thousand six hundred Feet in every Minute, such Quantity to be from Time to Time measured immediately below the said Point called *Lead Mill Point*.

XLIII. And whereas the *East London Waterworks Company* claim the Right to make under and over the Navigation all Works necessary for the Purposes of their Undertaking, and the Trustees claim a Right of controlling the Mode in which such Works shall be executed, and that Company and the Trustees are respectively willing and it is expedient that Provision be made in that Behalf as next herein-after expressed: Be it therefore enacted, That all such Works as the said *East London Waterworks Company* shall at any Time hereafter make under or over the Navigation shall be made in such Manner as shall be approved of by the Chief Engineer for the Time being of the Trustees; and that Company shall not at any Time make any Work over or under the Navigation without leaving under the same, if the same be a Work over the Navigation, or over the same if the same be under the Navigation, such a Space as such Engineer shall reasonably think necessary for the Purposes of the Navigation; and as to all such Works as shall be made by that Company in conformity with this Provision, the Trustees shall from Time to Time afford to that Company for the making thereof all such Facilities for the Execution thereof as the Trustees would have if the same were their own Works: Provided always, that the Company shall indemnify the Trustees against the Expense of so affording any such Facilities; and provided also, that the Trustees shall be at liberty, from Time to Time, at their own Costs, Charges, and Expenses, to make any such Alterations in the Works under or over the said Navigation as may be for the Time being convenient or necessary, so nevertheless that the Supply or Flow of Water through any Water Pipes of the said Company shall not by any such Alterations be interrupted for any greater Space of Time than Six Hours at a Time, and that all such Alterations (if any) in or affecting the Water Pipes of the said Company shall be made

Provision
with respect
to Works of
the East
London
Waterworks
Company
under and
over the
Navigation.

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made to the reasonable Satisfaction of the Chief Engineer for the Time being of the said Company.

Determina-
tion of Ques-
tions affect-
ing the East
London
Waterworks
Company
and Messrs.
Farnan and
Sons.

XLIV. And be it enacted, That as to all the Works and Acts to be made and done by the *East London Waterworks Company*, according to the Provisions of this Act, and in or with reference to which the Trustees shall for the Time being be interested, and as to all the Works and Acts to be made and done by the Trustees under the Provisions of this Act, and in or with reference to which the *East London Waterworks Company* shall for the Time being be interested, and as to all the Works and Acts by this Act required to be made and done by the Trustees for the Benefit of the Owners or Occupiers of the Lands, Buildings, and Dye Works at *Old Ford* of Messrs. *Farnan* and Sons, or of the Owners or Occupiers of the Lands, Buildings, and Silk Printworks at *Westham Abbey* of *John Tucker* Esquire, all such Works and Acts respectively shall be made and done by that Company, or, as the Case may be, by the Trustees, to the reasonable Satisfaction of the Chief Engineers for the Time being of that Company and of the said Messrs. *Farnan* and Sons and the said *John Tucker*, and of the Trustees respectively; and in case of any Difference between such Engineers as to any such Works or Acts, the Question shall in the first instance be referred to an Umpire to be agreed upon between such Engineers, or if no Umpire shall be agreed upon within Twenty-one Days after such Difference shall have arisen, then such Question shall be referred to Arbitration under the Clauses and Provisions "with respect to the Settlement of Disputes by Arbitration" of the "Companies Clauses Consolidation Act, 1845," and for that Purpose those Clauses and Provisions are incorporated with this Act.

The Naviga-
tion between
Bow Creek
and Old Ford
Lock to be
free from
Tolls.

XLV. Provided always, and be it enacted, That the Trustees shall not demand or receive any Toll, Rate, Duty, or Sum whatever in respect of such Part of the Navigation as is between *Bow Creek* and *Old Ford Lock*, but the Use of that Part of the Navigation shall at all Times for ever hereafter, and notwithstanding any Alteration or Works to be made by the Trustees of or in the same, continue to be wholly free from all Tolls, Rates, Duties, and Sums whatsoever.

Saving
Rights of
Commission-
ers of Sewers
for Essex.

XLVI. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits of the Levels of *Havering*, *Dagenham*, *Ripple*, *Barking*, *Eastham*, *Westham*, *Leyton*, *Walthamstow*, *Bromley*, and *Eastmarsh*, and the respective Borders and Confines thereof, as the same is and are respectively standing, running, lying, and being in the respective Counties of
Essex,

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Essex, Middlesex, and Kent, but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been passed: Provided also, that this Provision shall not be construed to prevent the Execution of any of the Works by this Act authorized to be constructed by the Trustees.

XLVII. Provided also, and be it enacted, That the Trustees shall not construct any Work whatsoever which will in any way impede or interfere prejudicially with the Drainage within the Limits of the Levels aforesaid and the respective Borders and Confines thereof, except the Works shown on the aforesaid Plans and Sections, and the Works hereafter particularly specified.

No other Works affecting the Drainage to be made except those specified.

XLVIII. And be it enacted, That for the Purpose of passing the Water from the navigable River into the tidal River, and instead of the Gate now called *Bromley* Tide Gate, the Trustees shall, as soon as conveniently may be after the passing of this Act, construct, and for ever thereafter maintain in good working Repair and Condition, on the River *Lee*, between the Mills called the *Three Mills* and the *Four Mills*, Three good and substantial Sluices or Gates, each Opening to be of the Width of Eighteen Feet at the least, or (at the Option of the Trustees) One Pair of Gates of Eighteen Feet in Width, and other Sluices or Gates of at least Thirty-six Feet in Width collectively, and that the Cills of all such Sluices or Gates shall be at least Nine Feet Six Inches under the Level of High Water, to be computed according to the *Trinity* Standard.

Trustees to make Three Sluices.

XLIX. And be it enacted, That the said Commissioners shall have, exercise, and enjoy all such and the same Powers, Rights of opening and closing, and general Control over all Sluices and Gates to be constructed under the Powers of this Act, as they had, exercised, and enjoyed previously to the passing of this Act over or in reference to the Gates or Outlets then existing in or upon the River.

Commissioners to have Management of Sluices.

L. And be it enacted, That no Work whatever shall be made or erected in or across the old Channel of the River *Lee* above the Junction thereof with the Navigation near *Old Ford*, except Gates pointing Seaward, such Gates to have not less than the Depth and Sectional Area of the River at the Point where they shall be placed, or of such Dimensions, not exceeding such Sectional Area, as shall in the Opinion of the Engineers of the Commissioners for the Time being be sufficient for the free Passage of the Water.

Restricting the Nature of the Works upon a certain Part of the River.

LI. And be it enacted, That none of the Sluices, Gates, or other Works affecting the Drainage within the aforesaid Limits which may be constructed under the Powers of this Act shall be of

Limiting Height of Gates, &c.

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a greater

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a greater Height than the Top of the now existing Tumbling Bay on the River *Lee* near the *Three Mills*.

Plan to be furnished to Commissioners.

LII. And be it enacted, That One Calendar Month at least before any of the Works by this Act authorized shall be commenced the Trustees shall deliver to the Clerk of the said Commissioners for the Time being a fair, true, and precise Plan and Specification of all Works intended to be constructed within the Limits aforesaid under the Powers of this Act.

Works to be executed to the Satisfaction of the Commissioners Engineer.

LIII. And be it enacted, That the Sluices or Gates before specified, and all other Works which may affect the Drainage within the Limits aforesaid, or which may concern the Protection from Floods of the District within those Limits, shall be constructed, repaired, and maintained by the said Trustees in a substantial and workmanlike Manner, with sound and sufficient Materials of all Sorts, and to the reasonable Satisfaction in all things of the Engineer of the said Commissioners for the Time being; and if any Differences shall arise between the Engineer of the Commissioners and the Engineer of the Trustees for the Time being, such Differences shall be decided by an Engineer to be jointly appointed by the Engineer of the Commissioners and the Engineer of the Trustees for the Time being, as their Umpire; or if for the Space of Fourteen Days after such Difference shall have arisen they cannot agree in such Appointment, or if after such Appointment shall have been made, and before such Difference shall have been decided, the Umpire so appointed shall die, or become incapable, or shall for the Space of Fourteen Days after he shall have been required so to do by Notice in Writing signed by either of the Parties appointing him, and delivered to him or left at his usual Place of Abode, neglect or refuse to proceed with the Matter, then the Matter in difference shall be determined by the President of the Institution of Civil Engineers for the Time being, on the Application of either of such Engineers; and the Decision of such Umpire or President shall be final; and every such Umpire or President shall with reference to the Matter in difference have all such and the same Powers, and proceed in like Manner, as any Umpire appointed under the Companies Clauses Consolidation Act, 1845, should have or might proceed.

Provision as to the Flow of the tidal Water upwards, and for preventing the same from escaping, to the Injury of Mr. Mure.

LIV. And whereas, under a Provision in that Behalf hereinbefore contained, the Trustees are required, as soon as conveniently may be after the passing of this Act, to construct and for ever thereafter to maintain on the River *Lee*, between the Mills called *Three Mills* and the Mills called *Four Mills*, Three good and substantial Sluices or Gates, each Opening to be of Eighteen Feet in Width, or, at the Option of the Trustees, One Pair of Gates of Eighteen Feet in

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in Width, and other Sluices or Gates of at least Thirty-six Feet in Width collectively, and that the Cills of all such Sluices or Gates shall be at least Nine Feet Six Inches under the Level of High Water, to be computed according to the *Trinity* Standard: Be it enacted, That in order that the tidal Water may flow upwards as heretofore for the Supply of the *Three Mills* aforesaid in the Parish of *West Ham* in the County of *Essex*, belonging to *Philip William Mure* Esquire, and that the said tidal Water may be prevented from escaping, to the Detriment of the said *Philip William Mure*, One of the said Three Sluices or Gates, or, as the Case may be, if the Trustees shall elect to construct One Pair of Gates, with such other Sluices or Gates as aforesaid, instead of the said Three Gates, then the said Pair of Gates shall be so constructed and arranged as to admit of the free upward Passage and Flow at all Times of the tidal Water through the same, as fully and effectually as such tidal Water previously to the passing of this Act passed and flowed through *Bromley* Tide Gates, and the Cill of such Gate or Sluice or Gates, as the Case may be, to be at least Nine Feet Six Inches under the Level of High Water, to be computed according to the *Trinity* Standard as aforesaid, and that the said tidal Water may be prevented from escaping to the Detriment of the Owner for the Time being of the said *Three Mills*, the Top of all such Sluices or Gates, as the Case may be, to be not of a less Height than the Height of the Top of the *Tumbling Bay* now constructed on the said River *Lee* near the *Three Mills* aforesaid; and all the said Works shall be made, constructed, and maintained at the Expense of the said Trustees, and for the Benefit of the said *Philip William Mure*, and of the Owners for the Time being of the said *Three Mills*, accordingly, notwithstanding the Benefit of the same may be resigned by or cease to be used or required for any general or public Purposes.

LV. And with a view to compensating the said *Philip William Mure*, his Heirs and Assigns, Owners of the said *Three Mills*, and the Owners of such other Mills as aforesaid, for any Damage which he may sustain in respect of the Diminution of the Water Power of the said *Three Mills* by the Abstraction or Diversion of Water under the Powers of this Act, be it enacted, That the Trustees shall and they are hereby required, previously to the Exercise of any of the Provisions of this Act by means whereof the Supply of Water to the same Mills may be diminished, to make and construct, at their own Costs, Charges, and Expenses, and at the like Costs, Charges, and Expenses for ever thereafter to maintain, all such Embankments, Dams, and other Works as shall be necessary for effectually preventing the Flow or Escape of the Water either at or through the present *Bromley* Tide Gates, or through any of the Sluices or Gates hereinbefore required to be constructed, and by which the Mills called the

Provision for preventing the Flow or Escape of the Water supplying the Four Mills.

Four

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Four Mills, belonging to the Trustees, are at present or shall have been heretofore supplied with Water Power from the navigable Channel of the said River *Lee* into *Bow Creek*; and from and after the Construction of such Embankment, Dams, or other Works, the said Mills called the *Four Mills* shall for ever cease to be used as Water Mills accordingly: Provided nevertheless, that nothing herein contained shall extend to prevent the Trustees or other the Owners or Occupiers for the Time being of the *Four Mills* aforesaid from taking and using such Quantity of the said Water from the said navigable Channel of the said River *Lee* as they may think fit, for the Purpose of supplying any Steam Engines which may be erected for or used in the same Mills: Provided also, that nothing herein-before contained shall extend to impede or hinder the Trustees in the Exercise of such of their Powers under this Act or otherwise as shall be necessary to be exercised in respect of the Navigation and Repairs.

Trustees to make a Waterway from the Navigation to the Three Mills.

LVI. And with a view to further compensating the said *Philip William Mure* and the Owners for the Time being of the *Three Mills* as aforesaid, be it enacted, That, previously to the Exercise of any of the Provisions of this Act by means whereof the Supply of Water to the *Three Mills* aforesaid may be diminished, the Trustees shall and they are hereby required, at their own Costs and Charges, to make, and for ever thereafter, at the like Costs and Charges, to maintain, a Cut or Waterway from the navigable Channel of the said River *Lee* to the *Three Mills* Headwater in such a Direction as the Engineer to the said *Philip William Mure* shall require, through the Piece of Ground used as a Pleasure Garden to the Dwelling House belonging to *Philip William Mure*, and adjoining the *Three Mills* aforesaid, or through any other Ground for the Time being belonging to the said *Philip William Mure* immediately adjacent to the Navigation, and also, at the like Costs and Charges, to construct, and for ever thereafter, at the like Costs and Charges, to maintain, across the same Cut, a Weir or Cill on the Land of the said *Philip William Mure*, such Weir or Cill to be made with a clear Opening of not less than Sixty Feet in Width, and to be made in such a Situation as the Engineer of the said *Philip William Mure* shall require, and the Level of the Cill or upper Edge of the said Weir to be of no greater Height than One Inch higher than the mean Level of the upper Surface of the top Bar of the present Tide Gates at *Marsh Lane* commonly called *Hunter's Gates*.

Trustees to allow the Tide to rise in the Compensation Reservoir to the same

LVII. And be it enacted, That the Trustees shall, by means of opening the Water Gates required by this Act to be constructed on the old River above *Old Ford Lock*, or by other Means, at all Times provide that every Tide shall rise in the Reservoir called the Compensation Reservoir to the full Height to which it has heretofore risen, such

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such Height being, for the Purposes of this Act, estimated to be not lower than the Level to which each Tide rises below the *Three Mills* aforesaid: Provided nevertheless, that the said *Philip William Mure*, or other the Owner or Occupier for the Time being of the *Three Mills* aforesaid, shall not do any Act whereby the upward Passage Flow of the tidal Water through the *Three Mills* aforesaid shall be impeded or hindered.

Height as heretofore.

LVIII. And be it enacted, That in case the present Amount of Water Power of the Mills belonging to the Mayor and Commonalty and Citizens of the City of *London* called the *City Mills*, now in the Occupation of Messieurs *Howard* and Company, shall be diminished, and the Mayor, Aldermen, and Commons of the City of *London* in Common Council assembled, or the Committee appointed by them for managing the *Bridge House* Estates, shall not be satisfied with the Compensation provided in respect thereof under the Provisions of this Act, then and in such Case the Question of the Diminution in the said Water Power shall be referred to Arbitration according to the Provisions herein-after contained for the Purpose of ascertaining the Amount of Water Power to which the Owners and Occupiers of the Mills and Works upon the River *Lee* are respectively entitled; and in case the said Mayor and Commonalty and Citizens shall, in respect of the Supply of Water Power for the said Mills, be prejudiced or injured, the said Mayor and Commonalty and Citizens shall be entitled to Compensation for such Prejudice or Injury, and the Amount of such Compensation shall, in case of Difference, be referred to Arbitration in the Manner herein-after expressly or by Reference provided with respect to any Owner or Occupier of any Mills or Works upon the River *Lee* who shall be prejudiced or injured by the Execution of the Powers and Provisions of this Act.

Compensation for Diminution of Water Power to the City Mills.

LIX. And whereas, in the Execution of the Works by this Act authorized, it is expedient that the Trustees under this Act should be empowered to build the proposed new Bridge in lieu of the existing Bridge in the Line of the *Commercial Road* over the Cut or Canal of the River *Lee* called the *Limehouse* Cut in manner herein-after mentioned: Be it enacted, That it shall be lawful for the Trustees, within Five Years after the passing of this Act, out of the Monies to be hereby raised or collected, to rebuild such Bridge, and to make a convenient Towing-path under the same, but so nevertheless that the Level of the Roadway, Tramway, and Footpaths respectively over the present Bridge and the Approaches thereto shall not be altered; and in case the Ground necessary for that Purpose shall be furnished to the Trustees free of Expense, but not otherwise, the Parapets of the Bridge, which shall be raised not less than Six Feet high above the Footpaths when rebuilt, shall be so placed that the

All Works connected with the Commercial Road to be constructed to the Satisfaction of the Trustees of the said Road.

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Inside of the Parapet on the North Side shall range with a straight Line drawn from the South-east Angle of the House adjoining the Bridge at the End of *Salmon's Lane, Limehouse*, now or late in the Occupation of *Jones*, to the extreme Southern Angle of the Main Frontage of the *Britannia Tavern*, and the Inside of the Parapet on the South Side with a straight Line between the Western Angle of the Railing in front of the House at the East Corner of *Church Row*; in the Occupation of *Thomas Henry Bluck Esquire*, to the general Line of the Garden Wall of the Rectory of the Parish of *Saint Anne Limehouse*, opposite *Britannia Place*, and the Parapets shall be built of Brick, and coped with Stone; and the Trustees shall also place Cast-iron Fenders or Waling Pieces to protect the Abutments of the Bridge; and all Walls or other Works connected with the new Bridge shall be built of Brick, Stone, or Iron; and all Works connected with the said new Bridge, including the relaying of the Tramway and Pavements, shall be executed to the reasonable Satisfaction of the Trustees of the *Commercial Road*, or their Engineer, to whom shall be submitted all Drawings, Specifications, Contracts, and Materials relating thereto; and the Towing Path and Fenders or Waling Pieces shall be maintained at the Expense of the Trustees under this Act, who shall pay all Charges connected with the Bridge, including Engineering Charges for Superintendence on the Part of the Road Trustees, not exceeding in the whole the Sum of Seventy Pounds; and in case a Difference of Opinion shall arise between the Engineers respectively touching any of the Works connected with the Bridge, the Question in dispute shall be determined by an Engineer, to be agreed upon by the Trustees of the Road and the Trustees under this Act, and the Decision of such selected Engineer shall be final; and the Trustees under this Act shall not be at liberty to commence any of the Works connected with the said Bridge until they shall have given Fourteen clear Days Notice in Writing to the said Road Trustees or their Engineer for the Time being, of their Intention to commence the same; and the said Works shall at all Times be so carried on as to afford a free and uninterrupted Passage for Foot Passengers on one Side of the said Bridge, and also for Two Carriages at the least to pass abreast along the said Road: Provided always, that, except in such Mode as is herein-before provided, nothing in this Act contained shall extend to authorize any Disturbance or Alteration of the said Bridge or Road, without the special Consent in Writing of the said Road Trustees: Provided always, that nothing herein contained shall abridge or lessen the Powers now possessed by the said River *Lee* Trustees to alter and amend their Navigation at or near the said Bridge.

Trustees to
cause the
whole of

LX. And whereas, for the Purpose of altering, lengthening, and widening the River *Lee* or Cut at the Entrance thereof from the

River

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River *Thames*, and erecting and forming a Swing Bridge over the same Cut at *Narrow Street* in the Parish of *Saint Anne*, in accordance with the Plans and Sections deposited with the Clerks of the Peace in manner aforesaid, it is expedient that the Trustees should take up, alter, and break, or cause to be taken up, altered, and broken, the Foot and Carriage Pavement and Tramway in that Street: Be it therefore enacted, That the Trustees shall, immediately after any altering, lengthening, or widening the River *Lee*, or Cut at the Entrance thereof, or the Bridge over the same, take up the whole of the Foot and Carriage Pavement and Tramway from the proposed Bridge to a certain Place called *Tite's Alley* in *Narrow Street*, and pave and tram the same with good and sufficient Materials to the Satisfaction of the Surveyor for the Time being of the Commissioners or other Persons having the Control of the Pavements in that Street: Provided always, that such Foot and Carriage Pavement and Tramway shall at all Times thereafter be maintained at the Expense of such Commissioners or other Persons.

Narrow Street from Bridge to Tite's Alley to be paved.

LXI. And with respect to any Bridges which may be made or altered for carrying over the Navigation or proposed Cuts or other Works any Road in the Parish of *Bromley Saint Leonard's* in the County of *Middlesex*, be it enacted, That there shall be a good and sufficient Fence on each Side of the immediate Approaches of such Bridge of not less than Three Feet, and the Road over the Bridge shall have a clear Span between the Fences thereof of Twenty-five Feet, if a public Carriage Road, and Twelve Feet if a private Road: Provided always, that in all Cases where the average available Width for the Passage of Carriages of any existing Roads in the said Parish within Fifty Yards of the Points of crossing the same is less than the Width herein-before prescribed for Bridges over the Navigation or proposed Cuts or other Works, the Width of such Bridges need not be greater than such average available Width of such Roads, but so nevertheless that such Bridges be not of less Width, in the Case of a public Carriage Road, than Twenty Feet.

As to Bridges in the Parish of Bromley St. Leonard's.

LXII. Provided always, and be it enacted, That nothing in this or the said recited Acts contained shall authorize or empower the Trustees to take down, remove, or otherwise obstruct the Passage of the Two Bridges over the Cut or Navigation at *Limehouse* nearest to the River *Thames* at one and the same Time, or otherwise, until they shall have constructed a sufficient temporary Bridge in lieu thereof to the reasonable Satisfaction of the Overseers for the Time being of the Parish of *Saint Anne Limehouse*, and so preserve and maintain the same temporary Way until at least One of the new Bridges hereby authorized shall be completed and open for the Use of the Public.

Temporary Bridge to be provided during Erection of Swing Bridges at Limehouse.

LXIII. And

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Trustees may
purchase
Rent-charge
or Mortgage.

LXIII. And be it enacted, That it shall be lawful for the Trustees to purchase from any Person or Corporation any Rent-charge, Toll, or any other annual or other Payment which such Person or Corporation may be entitled to demand or receive from the Trustees, and to pay the Consideration Money for the same out of the Monies for the Time being in the Hands of the Trustees; and the several Provisions of this Act with respect to Lands required to be taken by the Trustees for the Purposes of this Act shall be applicable to the Purchase of any such Rent-charge, Toll, or any other annual or other Payment by the Trustees, and to the Conveyance thereof, and to the Application of the Purchase Money for the same, and in all other respects whatsoever as if such Rent-charge, Toll, or any other annual or other Payment, had been Land required for the Purposes of this Act.

Power to
raise a fur-
ther Sum of
Money on
the Credit of
the Tolls, &c.;

LXIV. And whereas the Trustees, in execution of the Powers of the recited Acts, some Time ago borrowed at Interest, upon the Security of the Tolls, Rates, Duties, and other Property vested in them, the Sum of Twenty thousand Pounds, upon which Security the Sum of Eighteen thousand Pounds or thereabouts is now due and owing: Be it enacted, That it shall be lawful for the Trustees from Time to Time to borrow at Interest, on the Credit of the Tolls, Rates, and Property vested in them under or by virtue of the recited Acts and this Act, or over which they may have any Power of Disposal, any further Sum of Money, not exceeding, together with any other Monies for the Time being owing by the Trustees upon the Security of such Tolls, Rates, and Property, the Sum of Two hundred and thirty thousand Pounds, and in the event of any Part of such Sum of Money being repaid by the Trustees to re-borrow the same, and so *toties quoties*, but so nevertheless that there shall not be owing on the Security of the Tolls, Rates, and Property any more than the Sum of Two hundred and thirty thousand Pounds in the whole at any One Time; and for securing the Repayment of the Monies so to be borrowed, with Interest, the Trustees may convey and assign the Tolls, Rates, Duties, and other Property vested in them, or over which they may have any Power of Disposal, to the Person who shall advance or lend such Money, or his Trustee; and the Money to be raised by the Means aforesaid shall from Time to Time be applied for or towards the Purposes of the recited Acts and this Act, or to any other Purposes which the Trustees are or may be by Law authorized to carry into effect.

and to pay
off existing
Mortgages.

LXV. And be it enacted, That, notwithstanding anything in the "Commissioners Clauses Act, 1847," contained, it shall be lawful for the Trustees at any Time to borrow or take up any Sum of Money in order to pay off and discharge any Mortgage then charged upon
the

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the Tolls, Rates, and Property of the Trustees, although the Trustees may be required to pay a higher Rate of Interest for such Money than the Money owing by the Trustees upon the Security of such Mortgage shall then bear.

LXVI. Provided always, and be it enacted, That all Mortgages of the Tolls, Rents, Duties, and other Property of the Trustees, made and executed by the Trustees prior to the passing of this Act, and all Rent-charges payable by the Trustees, under the Provisions of the recited Acts or any of them, to any Person or Corporation, shall have Priority over any Mortgages of the same Tolls, Rates, and other Property granted by the Trustees under the Provisions of this Act.

Existing
Mortgages
to have
Priority.

LXVII. And whereas by the fourth-recited Act it was enacted, that no Money should thereafter be borrowed upon the Credit of the Rates and Duties authorized to be collected on the River, or any of them, unless Twenty-one Trustees at the least should be present and should concur therein, and unless Seven of such Trustees should be resident in the County of *Hertford*, Seven within the County of *Essex*, and Seven within the County of *Middlesex* and City of *London* or one of them, and that no such Money should be so borrowed but at a Meeting to be holden for that Purpose of which Meeting One Calendar Month's Notice at the least should be given in some of the public Newspapers circulated in the said Counties at least Three Times before the borrowing of any such Money: And whereas it is expedient that that Enactment should be repealed: Be it therefore enacted, That the recited Enactment shall be and is hereby repealed.

Certain Pro-
visions of
19 G. 3. c. 58.
repealed.

LXVIII. And be it enacted, That it shall be lawful for the Trustees from Time to Time to contract and agree, either permanently or for a stated Period, with any Waterworks Company, Corporation, Commissioners, or Persons now or hereafter to be authorized by Act of Parliament, Charter, or otherwise, or pursuant to any Agreement or Contract already entered into by the Trustees, or by any Person authorized by them in that Behalf, to supply with Water the Cities of *London* and *Westminster*, or either of them, or the Suburbs thereof, or any Part thereof respectively, or the Inhabitants of any other Town, District, or Place within the Counties of *Hertford*, *Essex*, or *Middlesex*, requiring a Supply of Water for domestic, sanitary, public, trading, business, or any other Purposes whatsoever, for the Purchase and taking by such Waterworks Company, Corporation, Commissioners, or Persons of so much of the Water flowing into or down the River *Lee* as such Waterworks Company, Corporation, Commissioners, or Persons may agree to purchase and take, and to enter into and make such Terms, Stipulations, and Agreements for

Power to
supply Water
in Bulk.

[*Local.*]

18 Y

effecting

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effecting the Purposes aforesaid, or with reference or incidental thereto, as such Waterworks Company, Corporation, Commissioners, or Persons and the Trustees may mutually agree upon: Provided always, that in every such Contract there shall be inserted such Conditions and Stipulations as the Trustees of the River *Lee* shall in their Discretion think necessary or advisable for insuring such a Supply of Water for the Purposes of the Navigation as shall be necessary for the present or future Traffic thereon, and for effecting and making available the Improvements by this Act authorized to be made in the Navigation, or such Part of the Improvements as the Trustees shall think it advisable from Time to Time to provide for.

Engineers
and Umpire
to be ap-
pointed for
ascertaining
Amount of
Water
Power, &c.

LXIX. And for the Purpose of ascertaining the Amount of Water Power to which the Owners and Occupiers of the Mills and Works upon the River *Lee* are respectively entitled, be it enacted, That within Three Months after the passing of this Act the Trustees shall appoint an Engineer, and the Majority of the Owners and Occupiers of such Mills and Works shall appoint another Engineer, and such Engineers shall appoint an Umpire; and the Appointment of such Engineers and Umpire, and their Proceedings, and the Appointment and Proceedings of any Persons to act instead of any such Engineers or Umpire, shall be regulated by and be in accordance with the Provisions of the "Lands Clauses Consolidation Act, 1845," with respect to the Appointment and Proceedings of Arbitrators and Umpire in Cases of disputed Compensation under the Provisions of that Act; and such Engineers shall proceed to ascertain, by Gauges, Measurements, and all other proper Means, the maximum and minimum Amount of Water Power which during the Two Years next after the Appointment of such Engineers such Mills and Works shall have had and enjoyed, and a full Report in Writing containing the Results of the Gauging, Measurement, or other Means by which the Engineers shall arrive at their Determination shall be signed by both Engineers, or, in the event of their disagreeing, by the Umpire, and shall be transmitted to the Clerks of the Peace of the respective Counties of *Hertford, Essex, and Middlesex*; and such Clerks of the Peace shall receive such Documents, and shall from Time to Time permit all Persons interested therein to inspect the same, and take Copies thereof or Extracts therefrom, upon the like Terms, and under the like Penalty for Default, as is provided in the Case of certain Plans and Sections by an Act passed in the First Year of the Reign of Her present Majesty, intituled *An Act to compel Clerks of the Peace for Counties and other Persons to take the Custody of such Documents as shall be directed to be deposited with them under the Standing Orders of either House of Parliament*; and Copies of the Documents so transmitted to the Clerks of the Peace as aforesaid, certified under the Hand of any such Clerk of the Peace to be correct, shall be received

7 W. 4. &
1 Vict. c. 83.

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as conclusive Evidence of the Facts therein certified, in all Disputes and Differences between the Trustees and the Owners or Occupiers of the Mills and Works, with reference to the Provisions of this Act; and inasmuch as it may happen that during the said Period of Two Years next after the Appointment of such Engineers some of the Water of the said River *Lee* may be abstracted or diverted under the Powers of this Act, the Amount of Water, if any, which shall be so abstracted or diverted shall be gauged and measured and accounted for in the Report by such Engineer or Umpire: Provided nevertheless, that the Trustees, as Owners or Occupiers of any Mills or Works upon the River *Lee* in respect of which such Water Power is required to be ascertained as aforesaid, shall not have any Voice in the Appointment of the Engineer herein-before required to be appointed by the Majority of the Owners and Occupiers of Mills and Works upon the River *Lee*: Provided also, that in case any Owner or Occupier of any Mills or Works in respect of which such Water Power is required to be ascertained as aforesaid, and who by virtue of the aforesaid Provision in that Behalf shall be entitled to have a Voice in the Appointment of an Engineer, shall be dissatisfied with the Appointment which shall be made by such Majority of Owners and Occupiers as aforesaid; then and in every such Case, and as often as the same shall happen, it shall be lawful for the Owner or Occupier so dissatisfied to appoint an Engineer on his own Behalf, instead of the Engineer to be appointed by such Majority, and the Engineer so authorized to be appointed by such dissatisfied Owner or Occupier shall act in all respects in reference to the Interests of the Owner or Occupier by whom he shall have been appointed, and shall, in reference to the same Interests, have the like Powers and Authorities, and shall be under the like Regulations and Restrictions, as the Engineer herein-before required to be appointed by such Majority; and the Report to be signed by such Engineer and the Engineer of the Trustees, or by the Umpire between them, as the Case may be, shall be transmitted to and received by the Clerk of the Peace, who shall permit all Persons interested therein to inspect and copy the same; and Copies thereof, certified as aforesaid, shall be conclusive Evidence of the Facts therein certified, in like Manner as herein-before is mentioned or provided of and concerning the Report herein-before required to be signed by the Engineer to be appointed by such Majority of Owners and Occupiers of Mills and Works as aforesaid: Provided also, that all and every the Costs, Charges, and Expenses of the Engineer so to be appointed by such dissatisfied Owner or Occupier as aforesaid, or in anywise relating or incident to his Appointment, and to any Proceedings whatsoever by him, shall be borne and paid by the Owner or Occupier by whom such Engineer shall have been appointed: Provided always, that, so far as respects *Philip William Mure* Esquire, the Owner of the Mills called the *Three Mills*, the
Provision

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Provision herein-before contained relative to the ascertaining of Water Power shall have no Application to the said *Philip William Mure*, the said *Philip William Mure* being, so far as respects the Water Power to his said Mills, by this Act or otherwise compensated or provided to be compensated, but not so as to negative on his Behalf the Application of the Provision next herein-after contained,

Compensation to Mill Owners.

LXX. And be it enacted, That if any Owner or Occupier of any Mills or Works upon the River *Lee*, or Messieurs *William George Watson* and *George Tyrrell*, shall be prejudiced or injured by the Execution by the Trustees of the Powers and Provisions of this Act, then and in every such Case such Owner or Occupier, or Messieurs *William George Watson* and *George Tyrrell*, shall be entitled to receive Compensation from the Trustees for the Damage which he or they shall have sustained thereby; and in case of any Difference between the Trustees and such Owner or Occupier, or Messieurs *William George Watson* and *George Tyrrell*, as to the Nature or Amount of Compensation, the Question shall be referred to Arbitration under the Provisions of the "Lands Clauses Consolidation Act, 1845;" and for that Purpose all the Provisions, Matters, and Things contained in that Act with reference to the Settlement of Cases of disputed Compensation by Arbitration shall be incorporated with and be applicable to this Act, and shall be construed as if the Compensation hereby directed to be awarded to such Owner or Occupier, or Messieurs *William George Watson* and *George Tyrrell*, were Compensation for Lands taken under the Provisions of that Act.

As to Collection of Tolls imposed by recited Acts.

LXXI. And whereas by the third-recited Act it was provided, that, at such Place and Places upon or adjoining to the River or Cuts or Canals as the Trustees or any Seven or more of them should under their Hands and Seals appoint, there should be paid to the Collector or Collectors appointed by the Trustees or any Seven or more of them, by all and every Person and Persons who should carry or convey any Goods, Wares, Merchandizes, or Commodities whatsoever up or down the River or Cuts or Canals (except as therein-after was excepted), such Sum or Sums of Money as the Trustees or any Seven or more of them should, upon due Consideration of the Expenses attending the Execution of that Act, from Time to Time and at all Times thereafter think proper to appoint, not exceeding the following Rates and Duties; (that was to say), for every Chaldron of Coals, Culm, or Cinders that should be carried or conveyed through *King's Weir*, or through the Lock which should be made or erected at or nearest to the said Weir, Eight-pence; and for every Ton of other Goods, Wares, Merchandizes, and Commodities whatsoever that should

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Quantity than a Ton; for every Ton of Flour that should be carried or conveyed through *King's Weir* aforesaid, or the Lock nearest the same, the Sum of Four-pence Halfpenny, and through *Newman's Weir*, or the Lock nearest the same, the Sum of Four-pence Halfpenny, and through *Lee Bridge*, or any Lock in the new Cut below the said Bridge, the Sum of Three-pence, and so in proportion for any less Quantity than a Ton; for every Chaldron of Coals, Culm, or Cinders carried or conveyed through *Newman's Weir*, or the Lock nearest the same, the Sum of Sixpence, and through *Lee Bridge* aforesaid, or any Lock in the said Cut below the said Bridge, the Sum of Seven-pence, and so in proportion for any less Quantity than a Chaldron; for every Ton of other Goods, Wares, Merchandizes, and Commodities whatsoever that shall be carried or conveyed through *King's Weir*, or the Lock nearest the same, the Sum of Sixpence, and through *Newman's Weir*, or the Lock nearest the same, the Sum of Sixpence, and through *Lee Bridge*, or any Lock in the said Cut below the said Bridge, the Sum of Three-pence, and between *Bromley Lock* and the *Thames*, the Sum of Two-pence, and so in proportion for any less Quantity than a Ton; for every Pleasure Boat which should pass through any of the said Locks or Places, or on the said Cut between *Bromley Lock* and the *Thames*, the Sum of One Shilling; and for every empty Boat, Barge, Lighter, or other Vessel passing along the said Cut from *Bromley Lock* towards the *Thames*, after having delivered any Lading for which the said Rates and Duties should not have been paid, or passing along the said Cut from the River *Thames* towards *Bromley Lock*, and not having been to deliver any Lading for which the Rates and Duties should have been paid, the Sum of Five Shillings, which said additional Rates and Duties thereby granted should be collected, levied, and recovered by such and the like Ways, Means, and Methods as the Rates and Duties granted by the second-recited Act could or might by virtue thereof be collected, levied, and recovered, and as if the additional Rates and Duties thereby granted were inserted in the Body of the last-mentioned Act, and the same should be applied to and for the several Uses, Intents, and Purposes as the Rates and Duties granted by the second-recited Act were thereby directed to be applied: And whereas the various Alterations and Improvements which have from Time to Time been made in the Course or Channel of the River *Lee*, and the Cuts already made under the Authority of the third-recited Act, and the new Cuts and other Works proposed to be made under the Authority of this Act, render it expedient and necessary that the several Provisions herein-before recited should be altered and amended, and that the Trustees should have the Power from Time to Time of determining the Points or Places upon the Navigation at which the several Sums or Tolls herein-before mentioned shall accrue due and payable; Be it therefore enacted, That it shall

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shall be lawful for the Trustees; at any Time and from Time to Time after the passing of this Act, by Writing under the Hands of any Five or more of them, to order that all or any of the Sums of Money or Tolls herein-before mentioned, and by the third and fourth recited Acts made payable in respect of the said Goods, Wares, Merchandizes, or Commodities respectively, or in respect of Pleasure Boats, shall accrue due and shall be paid and payable in respect of the Carriage or Conveyance of such Goods, Wares, Merchandizes, or Commodities respectively, or the Passage of such Pleasure Boat through, past, or upon any Weir, Lock, Bridge, Cut, Point, or Place in, upon, or near the River *Lee* which may be named or described in any such Order; and Copies of such Order shall be posted up at the Points or Places along or near the Navigation where the same Tolls or Sums of Money shall by such Order be made payable; and from and immediately after such Publication the said several Sums of Money or Tolls which by such Order shall be made payable at the respective Points or Places on the Navigation named or described in such Order shall be paid accordingly, and the Remedies for the Recovery of such Tolls or Sums of Money given to the Trustees under and by virtue of the recited Acts shall be applicable thereto, as fully and effectually as if such Sums of Money or Tolls had accrued due at the Points or Places respectively mentioned in the third and fourth recited Acts; Provided always, that the Authority hereby given to the Trustees shall not enable them to levy any higher or further Tolls than they are authorized to levy by the recited Acts, nor to render any Person liable to the Payment of any Toll to which such Person would not have been liable in case this Act had not been passed.

LXXII. And be it enacted, That the Tolls by the recited Acts authorized to be taken by the Trustees shall be at all Times charged equally to all Persons, and after the same Rate in respect of all Goods, Wares, Merchandizes, or Commodities carried or conveyed over the same Portion of the Navigation under the same Circumstances, and no Reduction or Advance in any such Tolls shall be made either directly or indirectly in favour of or against any particular Corporation or Person using the Navigation.

Tolls to be charged equally under like Circumstances.

LXXIII. And whereas by the third-recited Act it was also enacted, that certain Provisions and Regulations therein contained should be applicable to the fixing of the Tolls by the same Act authorized to be taken, amongst which Provisions and Regulations is contained a Provision or Regulation that Five Quarters of Wheat, Rye, Beans, Peas, and Tares should be allowed to a Ton, Six Quarters of Barley to a Ton, Eight Quarters of Malt and Oats to a Ton, Eight Sacks of Meal or Flour containing Five Bushels each to a Ton, and Ten Quarters of Bran or Pollard to a Ton: And whereas it is expedient that

Certain Provision of 7 G. 3. c. 51. repealed.

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that that Provision or Regulation should be repealed: Be it enacted, That such Provision or Regulation shall be and the same is hereby repealed.

Certain Pro-
vision of
45 G. 3. c. 69.
repealed.

LXXIV. And whereas by the fifth-recited Act it was enacted, that no Boat, Barge, Lighter, or other Vessel employed upon the Navigation should, from and after Three Calendar Months next after the passing of that Act, carry at any One Time any greater Quantity of Goods, Wares, Merchandizes, or Commodities than Forty Tons, anything contained in that Act or the Acts therein recited to the contrary notwithstanding; and that the Owner and Person having the Care, Charge, or Management of such Boat, Barge, Lighter, or other Vessel carrying more than Forty Tons at any One Time upon the Navigation should for every such Offence forfeit and pay any Sum not exceeding Five Pounds: And whereas it is expedient that that Enactment should be repealed: Be it therefore enacted, That the lastly-recited Enactment shall be and the same is hereby repealed.

Certain Pro-
vision of
7 G. 3. c. 51.
repealed.

LXXV. And whereas by the third-recited Act it was enacted, that the Rates and Duties therein mentioned and referred to should at all Times thereafter be exempted from the Payment of any Taxes, Rates, Assessments, or Impositions whatsoever, any Law or Statute to the contrary notwithstanding: And whereas it is expedient that that Enactment should be repealed: Be it therefore enacted, That the recited Enactment shall be and is hereby repealed.

Compensa-
tion to
Officers.

LXXVI. And be it enacted, That it shall be lawful for the Trustees from Time to Time to pay and allow to any Officer or Servant of the Trustees whose Services may from any other Cause than that of Misconduct be no longer required by the Trustees, such Annuity or other Allowance as, having regard to Length of Service and all the other Circumstances of the Case, may in the Judgment of the Trustees be reasonable and proper, and the Trustees may from Time to Time pay and allow such Annuity or Allowance out of the Monies which may come to their Hands by virtue of the Powers and Provisions of the recited Acts and this Act.

Existing
Rights, &c.
of Trustees
not to be
prejudiced.

LXXVII. And be it enacted, That nothing in this Act contained shall be deemed or construed to alter, diminish, or otherwise prejudicially affect the Powers, Authorities, Rights, and Privileges of the Trustees under and by virtue of the recited Acts, but all such Powers, Authorities, Rights, and Privileges shall and may be used, exercised, and enjoyed by the Trustees in as full and ample a Manner as if this Act had not been passed.

Repeal of
certain Pro-
visions of

LXXVIII. And whereas by the second-recited Act it is enacted, that if any Action, Suit, or Information should be brought or commenced

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commenced by or against any Person or Persons, or by or against the said Governor and Company of the *New River*, for anything done pursuant to that Act, every such Action, Suit, or Information should be brought and commenced within Twelve Calendar Months next after the Facts committed, and not afterwards, and should be laid or brought in the County or City where the Matter in dispute should arise, and not elsewhere, and the Defendant or Defendants in such Action or Suit should and might plead the General Issue, and give that Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of that Act; and if the same should appear to have been so done, or if any such Action, Suit, or Information should be brought or commenced after the Time before limited for bringing or commencing the same, or should be laid or brought in any other County, City, or Place than where the Matter in dispute should lie, then the Jury should find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs should become nonsuited, or suffer a Discontinuance of his, her, or their Action or Actions, or if a Verdict should pass, or Judgment upon Demurrer be given, against the Plaintiff or Plaintiffs, the Defendant or Defendants should have full Costs, and such Remedy for the same as any Defendant or Defendants hath or have or might or could have for Costs in any other Cases by Law: And whereas by the third-recited Act it is enacted, that if any Action, Suit, or Information should be brought or commenced against any Person or Persons for anything done in pursuance of that Act, every such Action, Suit, or Information should be commenced within Six Months next after the Fact committed, and not afterwards, and should be laid or brought in the Counties of *Hertford*, *Essex*, or *Middlesex*, and not elsewhere; and the Person or Persons so sued or prosecuted might plead the General Issue, and give that Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of that Act; and if it should appear to have been so done, or if any Action, Suit, or Information should be brought after the Time before limited for bringing the same, or should be brought in any other County or Place than as aforesaid, then and in every such Case the Jury should find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs should become nonsuited, or suffer a Discontinuance of his, her, or their Action, Suit, or Information after the Defendant or Defendants should have appeared, or if in any such Action, Suit, or Information Judgment should be given against the Plaintiff or Plaintiffs, the Defendant or Defendants should have double Costs, and should have such Remedy for the same as any Defendant or Defendants hath or have for Costs of Suit in other Cases by Law: And whereas by the fourth-recited Act it is enacted, that if any Action, Suit, or

existing Acts
with respect
to Actions.

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Information should be brought or commenced against any Person or Persons for anything done in pursuance of that Act, every such Action, Suit, or Information should be commenced within Six Calendar Months next after the Fact committed, and not afterwards, and should be laid or brought in the Counties of *Hertford, Essex, or Middlesex*, and not elsewhere; and the Person or Persons so sued or prosecuted might plead the General Issue, and give that Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of that Act; and if it should appear to have been so done, or if any Action, Suit, or Information should be brought after the Time before limited for bringing the same, or should be brought in any other County or Place than as aforesaid, that then the Jury should find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs should become nonsuited, or suffer a Discontinuance of his, her, or their Action, Suit, or Information after the Defendant or Defendants should have appeared, or if in any such Action, Suit, or Information Judgment should be given against the Plaintiff or Plaintiffs, the Defendant or Defendants should have treble Costs, and should have such Remedy for the same as any Defendant or Defendants hath or have for Costs of Suit in other Cases by Law: And whereas by the fifth-recited Act it is enacted, that if any Action, Suit, or Information should be brought or commenced against any Person or Persons for anything done in pursuance of that Act, every such Action, Suit, or Information should be commenced within Six Calendar Months next after the Fact committed, and not afterwards, and should be laid or brought in the Counties of *Hertford, Essex, or Middlesex*, and not elsewhere; and the Person or Persons so sued or prosecuted might plead the General Issue, and give that Act and the special Matter in Evidence, at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of that Act; and if it should appear to have been so done, or if any Action, Suit, or Information should be brought after the Time before limited for bringing the same, or should be brought in any other County or Place than as aforesaid, that then the Jury should find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs should become nonsuited, or suffer a Discontinuance of his, her, or their Action, Suit, or Information after the Defendant or Defendants should have appeared, or if in any such Action, Suit, or Information Judgment should be given against the Plaintiff or Plaintiffs, the Defendant or Defendants should have treble Costs, and should have such Remedy for the same as any Defendant or Defendants hath or have for Costs of Suit in other Cases by Law: And whereas it is expedient that such Enactments should be repealed: Be it therefore enacted, That those Enactments shall be and they are hereby repealed: Provided always, that as respects

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respects any Action, Suit, or Information brought or commenced by or against the Governor and Company of the *New River*, the first-recited Enactment shall still remain in full Force and Effect.

LXXIX. And whereas by the third-recited Act it was enacted, that if any Person or Persons should wilfully and maliciously cut, break down, damage, or destroy any Banks or other Works erected or made or to be erected or made for the Purposes of the Navigation, such Person or Persons should be adjudged guilty of Felony, and should be subject and liable to the like Pains and Penalties as in other Cases of Felony, and the Court by and before whom such Person or Persons should be tried should have full Power and Authority to transport such Felon or Felons for Seven Years to such Place and in such Manner as other Felons are directed to be transported by the Laws and Statutes of this Realm: And whereas it is expedient that that Enactment should be repealed: Be it therefore enacted, That the recited Enactment shall be and is hereby repealed.

Certain Provisions of 7 G. 3. c. 51. repealed.

LXXX. And be it enacted, That nothing in this Act or in the said recited Acts contained shall take away, diminish, alter, prejudice, or affect any of the Rights, Privileges, Powers, or Authorities vested in the Company of Proprietors of the *Regent's Canal*, or authorize or empower the Trustees to obstruct the Navigation of the said Canal or any Part thereof, or any of the Basins of the said Canal, or to divert from the said Canal or from any of the said Basins any of the Water therein or any of the Water Supplies thereof, or to injure or alter the said Canal or the said Basins, or any of them, or any of the Works thereof, and it shall not be lawful for the Trustees to purchase or take or use any Part of the said Canal, or of the Locks, Wharfs, Side Ponds, Lay-byes, Towing Paths, Bridges, Banks, Basins, or other Works belonging to the said Canal or any Part thereof, or any Land belonging to the said Company of Proprietors of the *Regent's Canal*, or any Water of the said Canal or Basins, without the Consent of the said Company of Proprietors of the *Regent's Canal* under their Common Seal first had and obtained.

Saving the Rights, &c. of the Regent's Canal Company.

LXXXI. And whereas it is apprehended that by reason of the Powers given by this Act to widen and deepen the present Navigation, and otherwise, Danger may arise to the Foundation of the Church of the Parish of *Saint Anne* in the County of *Middlesex*: Be it enacted, That the Trustees shall not widen the said Navigation on the East Side thereof, nor deepen the same between *May's Row* and the *New River Head Tavern*, both in the said Parish of *Saint Anne*, in such Manner as that any Damage shall happen or Injury accrue to the Parish Church of *Saint Anne* in the County of *Middlesex*.

For protecting the Church of Saint Anne, Middlesex.

LXXXII. Pro-

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Saving the Rights, &c. of the Limehouse con-junct Trustees, the Vestrymen, &c., the Commissioners of Pavements of the Parish of St. Anne.

LXXXII. Provided always, and be it enacted, That (save and except as by this Act is otherwise expressly provided) nothing in this Act contained shall extend or be construed to extend to prejudice, diminish, alter, or take away any of the Powers, Privileges, Rights, or Authorities vested in or exercised by the Churchwardens, Overseers, and Vestrymen respectively of the Parish of *Saint Anne* in the County of *Middlesex*, by any Act or Acts of Parliament or otherwise, or by the Trustees for executing the Provisions of the respective Acts passed in the Twenty-ninth Year of the Reign of His Majesty King *George* the Second and in the Fifty-fourth Year of the Reign of His Majesty King *George* the Third, or either of them, for regulating the Nightly Watch and repairing the Highways within the Parishes of *Saint John Wapping*, *Saint Paul Shadwell*, the Hamlet of *Ratcliffe*, the Parish of *Saint Anne* in the County of *Middlesex*, and the Precinct of *Well Close* in the Liberty of the *Tower of London*, and for rebuilding the Workhouse of the Parish of *Saint Anne Limehouse*, so far as regards the said Parish of *Saint Anne*, or of the Commissioners for executing the Provisions of the respective Acts passed in the Twenty-second and Fifty-seventh Years of the Reign of His said Majesty King *George* the Third, or either of them, for paving the several Streets within the Parish of *Saint Anne* in the County of *Middlesex*, and for better paving, improving, and regulating the Streets of the Metropolis, and removing and preventing Nuisances and Obstructions therein, but that all such Powers, Privileges, Rights, and Authorities vested in or exercised by the said Churchwardens, Overseers, and Vestrymen respectively, Trustees or Commissioners aforesaid, shall be as good, valid, and effectual as if this Act had not been passed.

Saving Rights of the Corporation of London.

LXXXIII. Provided always, and be it enacted, That (save and except as by this Act is otherwise expressly provided) nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from the Estates, Rights, Interests, Liberties, Privileges, or Franchises of the Mayor and Commonalty and Citizens of the City of *London* or their Successors, or the Lord Mayor of the said City for the Time being, or to prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which at the Time of the passing of this Act the said Mayor and Commonalty and Citizens, or the said Lord Mayor for the Time being, as Conservator of the River *Thames* or otherwise, did or might lawfully claim, use, or exercise.

Saving Rights of the Corporation of Hertford.

LXXXIV. Provided always, and be it enacted, That (save and except as by this Act is otherwise expressly provided) nothing in this Act contained shall extend or be construed to extend to prejudice, diminish, or affect any of the Rights, Powers, or Authorities vested in the Mayor, Aldermen, and Burgesses of the Borough of *Hertford*,
but

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but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been passed.

LXXXV. Provided always, and be it enacted, That (save and except as by this Act is otherwise expressly provided) nothing in this Act contained shall extend or be construed to extend to prejudice, diminish, or affect any of the Rights, Powers, or Authorities vested in the Metropolitan Commissioners of Sewers, but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been passed.

Saving
Rights of the
Metropolitan
Commission-
ers of Sewers.

LXXXVI. And be it enacted, That (save and except as by this Act is otherwise expressly provided) nothing in this Act contained shall be deemed or construed to alter, diminish, or otherwise prejudicially affect the Powers, Authorities, Rights, and Privileges heretofore held and exercised or enjoyed by the said *East London Waterworks Company*, under or by virtue of the Acts of Parliament relating to the same Company, or any of them, or otherwise, but all such Powers, Authorities, Rights, and Privileges (save and except as aforesaid) shall and may be used, exercised, and enjoyed by the said *East London Waterworks Company* in as full and ample a Manner as if this Act had not been passed.

Saving the
Rights of the
East London
Waterworks
Company.

LXXXVII. And be it enacted, That this Act, or anything herein contained, shall not take away, alter, abridge, lessen, or prejudicially affect any Property, Right, Remedy, Protection, Power, Authority, Privilege, Toll, Duty, Exemption, or Benefit vested in or granted or reserved to or now enjoyed or exercised by the Governor and Company of the *New River* brought from *Chadwell* and *Amwell* to *London* by or by virtue of any Royal Charter, Letters Patent, Act of Parliament, Prescription, Usage, or otherwise howsoever, but all such Property, Rights, Remedies, Protection, Powers, Authorities, Privileges, Tolls, Duties, Exemptions, or Benefit (except so far as the same are specially altered by this Act) shall be and remain in full Force and Effect, and shall be available for the Benefit of the said Governor and Company, in the same Manner to all Intents and Purposes as if this Act had not passed.

Saving
Rights, &c.
of New River
Company.

LXXXVIII. And be it enacted, That the Trustees shall and they are hereby required, in the Erection of the Lock intended to be executed at or near the Aqueduct immediately below *King's Weir*, to cause the same to be erected upon the Compensation Principle; and all such Works shall be executed to the reasonable Satisfaction of the Master General and Principal Officers of the Board of Ordnance for the Time being.

Aqueduct
Lock to be
executed to
the Satisfac-
tion of the
Board of
Ordnance.

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Saving the
Rights of the
Board of
Ordnance.

LXXXIX. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from the Estates, Rights, Interests, Liberties, Privileges, or Franchises of the Master General and Principal Officers of Her Majesty's Ordnance, or their Successors for the Time being, or to prohibit, defeat, alter, or diminish any Power, Authority, Interest, or Jurisdiction which at the Time of the passing this Act the said Master General and the Principal Officers of Her Majesty's Ordnance for the Time being did or might lawfully claim, use, or exercise.

Short Title.

XC. And be it enacted, That in citing this Act and the recited Acts, or any of them, in other Acts of Parliament, in legal Instruments and other Proceedings, it shall be sufficient to use the Expression "The *Lee* Navigation Improvement Act," with the Date of the Year in which each Act respectively was passed.

Construction
of Terms.

XCI. And be it enacted, That in the Construction of this Act or any Act incorporated herewith the following Words and Expressions shall have the Meanings hereby assigned to them, unless such Meanings be repugnant to or inconsistent with the Context; (that is to say,)

Words importing the Singular Number only shall include the Plural Number, and Words importing the Plural Number only shall include the Singular Number :

The Word "Owner" shall mean any Person who under the Provisions of "The Lands Clauses Consolidation Act, 1845," would be enabled to sell and convey Lands to the Promoters of an Undertaking :

The Word "Trustees" shall mean the Trustees of the River *Lee* :
The Expression "The *East London* Waterworks Company" shall mean the Company of Proprietors of the *East London* Waterworks :

The Word "Clerk" shall mean the Clerk to the Trustees of the River *Lee* :

The Word "Officer" shall mean a Person in the Receipt of a fixed Salary or Wages, payable yearly or at shorter Periods :

The Words "River *Lee*" shall extend to and include, not only the ancient Course of the River, but also all Cuts, Canals, and Streams now or at any Time heretofore or hereafter forming Part of the Course or Channel of the River *Lee*, or of the Navigation commonly called "The River *Lee* Navigation," save and except that Part of the ancient Course of the River called the *Manifold Ditch*, which by the second-recited Act is declared to be the Property of the Governor and Company of the *New River* :

The Word "Bank" shall mean the Bank of *England* :

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The Word "Lands" shall extend to and include all Messuages, Mills, Weirs, Turnpikes, Cisterns, Reservoirs, Streams, Tenements, and Hereditaments.

XCII. And be it enacted, That the Costs, Charges, and Ex- Expense of
penses attending the soliciting, obtaining, and passing this Act, or Act.
preliminary or incidental thereto, shall be paid by the Trustees out of
the Monies in their Hands at the Time of the passing of this Act, or
out of the first Monies which may be received by them after the
passing of this Act, in preference to all other Payments whatsoever.

XCIII. And be it enacted, That this Act shall be a Public Act, Public Act.
and shall be judicially taken notice of as such.

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