



ANNO QUARTO

GULIELMI IV. REGIS.

Cap. vii.

An Act to alter, amend, enlarge, and extend the Powers and Provisions of an Act for enabling the Company of Proprietors of *Lambeth Waterworks* to supply the Inhabitants of the Parish of *Lambeth* and Parts adjacent in the County of *Surrey* with Water. [26th March 1834.]

WHEREAS an Act was passed in the Twenty-fifth Year of the Reign of His Majesty King George the Third, intituled *An Act for supplying the Inhabitants of the Parish of Lambeth and Parts adjacent in the County of Surrey with Water*, whereby several Persons therein named and their Successors were united into a Body Politic and Corporate by the Name of "The Company of Proprietors of *Lambeth Waterworks*," for making and maintaining certain Waterworks, as is in the said Act mentioned: And whereas the said Company of Proprietors have for many Years past proceeded and are still proceeding in the Execution of the said recited Act: And whereas it is expedient that a further Sum of Money should be raised for the Purposes of the said Company by the Creation of additional Shares, and by Mortgage of the said Undertaking, and otherwise: And whereas it is expedient that the Powers and Provisions of the said Act should be altered, amended, enlarged, and extended: And whereas the Purposes aforesaid cannot be accomplished without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's

[Local.] U most

Powers of recited Act extended to this Act.

most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Powers, Authorities, Remedies, Provisions, Regulations, Privileges, Penalties, Forfeitures, Charges, Restrictions, Matters, and Things whatsoever contained in the said recited Act of the Twenty-fifth Year of the Reign of His Majesty King *George* the Third (so far as the same are not expressly altered, repealed, or otherwise provided for by this Act,) shall extend and be construed to extend to operate and be in force for carrying this Act into execution as fully and effectually to all Intents and Purposes as if the same and every Part thereof were repeated and re-enacted in this Act and were made Part thereof, and the said recited Act and this Act shall as to all Matters and Things whatsoever (except as aforesaid) be construed as One Act.

Company may purchase and hold Land not exceeding Thirty Acres, with Consent of the Owners.

II. And whereas by the said recited Act the said Company of Proprietors are empowered to make and maintain Reservoirs and other Works, but Doubts may arise whether, upon the Construction of the said recited Act, the said Company of Proprietors are entitled to purchase and hold Land for those Purposes; be it therefore declared and enacted, That it is and shall be lawful for the said Company of Proprietors and their Successors, and they are hereby fully authorized and empowered, to hold to them and their Successors, and also from Time to Time to contract with any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees, or other Trustees, not only on behalf of themselves, their Heirs and Successors, but for and on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Persons being under legal Disability or Incapacity, and also with any Tenants for Life or in Tail, on behalf of themselves and all other Persons to whom or for whose Benefit Lands may be limited in strict Settlement, for the Purchase of the Fee Simple and Inheritance or any other Estate or Interest of and in any Parcel or Parcels of Land or Ground, with or without Messuages or Buildings thereon; and it shall be lawful for any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for charitable or other Purposes, Executors, Administrators, Husbands, Guardians, or other Trustees, not only on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Persons being under legal Disability or Incapacity, and also for any Tenant or Tenants for Life or in Tail, for and on behalf of themselves and all other Persons to whom or for whose Benefit Lands may be limited in strict Settlement, to sell, grant, and convey to the said Company of Proprietors and their Successors the Fee Simple and Inheritance or any other Estate or Interest in such Land, with or without Messuages or other Buildings thereon: Provided nevertheless, that the total Quantity of Land or Ground to be held by the said Company of Proprietors at any one Time shall not exceed Thirty Acres.

Company may sell Land not wanted.

III. And be it further enacted, That it shall be lawful for the said Company of Proprietors to sell and dispose of any Part or Parts of the Land

I

or

or Ground, Buildings or Hereditaments, which shall be conveyed to or vested in the said Company, and which shall not be wanted for the Purposes of the said Undertaking, either together or in Parcels, by public Auction or private Contract, as they shall think most convenient and advantageous, to such Person or Persons as shall be willing to contract for and purchase the same, and by Indenture under their Common Seal to convey and assure the same accordingly; and all such Conveyances from the said Company shall be valid and effectual, any thing in this Act contained, or any other Law, Statute, or Custom, to the contrary thereof notwithstanding: Provided always, that the said Company of Proprietors, before they shall sell and dispose of any Part of such Land, Ground, or Hereditaments, shall first offer to sell the same to the Owner or Owners of the adjoining Lands, by Notice in Writing, to be delivered to such Owner or Owners, or his or their Tenant or Tenants of such adjoining Lands, or left at the House of such Owner or Owners, or Tenant or Tenants; and in case such Owner or Owners shall be desirous of repurchasing the same, he, she, or they shall signify such his, her, or their Desire and Intention in that Behalf to the said Company within Twenty-one Days next after such Offer of Resale shall have been made; and in case such Person or Persons shall refuse or decline to avail himself, herself, or themselves of such Offer, or shall neglect or omit to signify his, her, or their Desire and Intention to repurchase such Messuages, Lands, Tenements, and Hereditaments for the Space of Twenty-one Days, then and in every such Case an Affidavit made and sworn before a Master or Master Extraordinary in the High Court of Chancery (as the Case may be) by some Person or Persons not interested in the said Lands or Hereditaments, stating that such Offer was made by or on behalf of the said Company in manner aforesaid, and that such Offer was refused or declined, or was not accepted or agreed to, by the Person or Persons to whom the same was made, within the Space of Twenty-one Days from the Day or Time of making the same, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made, and was refused or declined, or was not accepted and agreed to, within the Time aforesaid; and that the Money produced by the Sale or Sales which may be made by the said Company of such Lands and Hereditaments as aforesaid shall and may be expended in such Manner as the said Company of Proprietors shall think fit.

First Offer to be made to Owners of adjoining Land.

IV. Provided always, and be it further enacted, That upon Payment of the Money which shall arise by the Sale or Sales of any Lands, Buildings, or Hereditaments which may be sold under the Authority of this Act, it shall be lawful for the Secretary for the Time being of the said Company of Proprietors to sign and give Receipts for the Money for which the same shall be sold, which Receipts shall be sufficient Discharges to any Person or Persons for the Purchase Money of such Lands, Buildings, or Hereditaments, or for so much thereof as in such Receipts respectively shall be expressed to be received, and such Person or Persons shall not afterwards be answerable or accountable for any Loss, Misapplication, or Nonapplication of such Purchase Money or any Part thereof.

Secretary to give Receipts for Land sold.

V. Provided also, and be it further enacted, That the Power hereby given to the said Company of Proprietors of purchasing Lands or Hereditaments, or Estates or Interests in Lands or Hereditaments, which may be vested in any Person or Persons, or Corporation or Corporations

Restraining Company from purchasing more than Thirty

Aggregate

Acres from
incapacitated
Persons.

Aggregate or Sole, being under legal Disability or Incapacity to alienate the same, shall be and the same is hereby absolutely restricted to Thirty Statute Acres of Land in the whole; and after such Power shall have been exercised to that Extent the said Company of Proprietors shall not, in consequence of the Sale of the Whole or any Part or Parts of such Lands or Hereditaments under the Power of Sale hereby given to them, be enabled to purchase any further or other Lands or Hereditaments, or Estates or Interests in Lands or Hereditaments, which may be so vested in any Person or Persons, or Corporation or Corporations Aggregate or Sole, being under legal Disability or Incapacity as aforesaid, nor shall any such Person or Persons, or Corporation or Corporations Aggregate or Sole, or any Trustee or Trustees, or other Person or Persons on their Behalf, be enabled to sell to the said Company, for the Purposes of their Undertaking, any such further or other Lands or Hereditaments, or Estates or Interests in Lands or Hereditaments, any thing in this Act contained to the contrary in anywise notwithstanding.

How Pur-
chase Money
to incapa-
citated Per-
sons to be
paid when
amounting to
200*l.*

1 G. 4. c. 35.

VI. And be it further enacted, That all Sums of Money which shall be so contracted for or agreed to be paid to any Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees, or other Trustees, for or on behalf of Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Cestuique Trusts, Tenants for Life or in Tail, and Persons to whom or for whose Benefit any Lands are limited in strict Settlement, and other Persons, being under any legal Disability or Incapacity whatsoever, for the Purchase of any Lands or Hereditaments, shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* "The Company of Proprietors of *Lambeth* Waterworks," pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been immediately entitled to the Rents and Profits of the said Lands or Hereditaments, in the Purchase or Redemption of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Charge or Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled to the same or the like Uses, Intents, and Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to or for or upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Messuages, Lands, and Hereditaments which shall be so purchased, taken, or used as afore-
said

said stood settled or limited, or such of them as for the Time being shall be existing undetermined or capable of taking effect; and in the meantime and until such Purchase shall be made the said Money shall, by Order of the said Court of Exchequer upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased in case such Purchase and Settlement thereof were made.

VII. Provided always, and be it further enacted, That in case the Money so payable to any Corporation Aggregate or Sole, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then and in such Case the same shall, at the Option of any such Corporation, testified by Writing under their Corporate or Common Seal, or of the Person or Persons for the Time being immediately entitled as aforesaid, or of his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, or other Person or Persons acting as such as aforesaid, to be signified in Writing under their respective Hands, be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the Court of Exchequer, to be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Corporation or Person or Persons making such Option, and approved of by Three or more of the Committee of Management of the said Company of Proprietors (such Nomination and Approbation to be signified in Writing under the Hands or Common Seals of the nominating and approving Parties), in order that such Principal Money and the Dividends arising thereon may be applied in any Manner herein-before directed, so far as the Case may be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Exchequer.

When under
200*l.* and
more than
20*l.*

VIII. And be further it enacted, That in case the Money payable to any Corporation, or to any Person under any Disability or Incapacity as aforesaid, shall be less than Twenty Pounds, then and in every such Case the same shall be applied to the Use of the Person or Persons who would for the Time being have been immediately entitled to the Rents and Profits of the Hereditaments in respect whereof the same shall be paid, in such Manner as any Two or more of the Directors for the Time being of the said Company of Proprietors shall think fit, or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, or other Person or Persons acting as such, for the Use and Benefit of such Person or Persons so entitled respectively; and the Receipt of the Person or Persons to whom such Directions of the said Company shall order the same to be paid shall be a sufficient Discharge for the same.

When less
than 20*l.*

[*Local.*]

X

IX. Pro-

In case of
disputed
Titles.

IX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person or Persons to any Money to be paid into the Bank of *England*, in the Name and with the Privy of the Accountant General of the Court of Exchequer, in pursuance of this Act, by way of Consideration for the Purchase of any Lands, Tenements, or Hereditaments, or any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Exchequer; and the Dividends or Interest of the said Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made to appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

Court of
Exchequer
may order
Expences
of such
Purchases
to be paid
by the Com-
pany.

X. Provided always, and be it further enacted, That when by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Buildings, Lands, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank, and to be applied, under the Direction of the Court of Exchequer, in the Purchase of other Houses, Buildings, Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of every or any such Purchase, or such Proportion thereof as the said Court shall deem reasonable, together with all the necessary Costs and Charges of obtaining such Order, to be paid by the said Company of Proprietors, and the said Company of Proprietors shall from Time to Time pay such Sum or Sums accordingly in such Manner and for such Purposes as the said Court shall direct.

Table of
Rates ac-
cording to
which Water
is to be sup-
plied to the
Company.

XI. Provided always, and be it further enacted, That the said Company of Proprietors shall be obliged, by means of any Leaden or other Pipe or Pipes, the Bore thereof to be of the Dimensions of Three Quarters of an Inch (or larger if the said Company shall require the same), to be provided and laid at the Costs of the Person or Persons requiring the same, to furnish a sufficient Supply of Water, at a Height not exceeding Six Feet above the Footway, to the House of every Inhabitant occupying a private Dwelling House in any Square, Place, Street, or Lane, or other Place where the Pipes of the said Company shall be laid, for the Use of his or her own Family, at the following Rates; (that is to say,) where the Rent of such Dwelling House shall not exceed Twenty Pounds *per Annum*, at a Rate *per Centum per Annum* not exceeding Seven Pounds and Ten Shillings; and where such Rent shall be above Twenty Pounds and not exceeding Forty Pounds *per Annum*, at a Rate *per Centum per Annum* not exceeding Seven Pounds; and where such Rent shall be above Forty Pounds and not exceeding Sixty Pounds *per Annum*, at a Rate *per Centum per Annum*

not exceeding Six Pounds and Ten Shillings; and where such Rent shall be above Sixty Pounds and not exceeding Eighty Pounds *per Annum*, at a Rate *per Centum per Annum* not exceeding Six Pounds; and where such Rent shall be above Eighty Pounds and not exceeding One hundred Pounds *per Annum*, at a Rate *per Centum per Annum* not exceeding Five Pounds and Ten Shillings; and where such Rent shall be above One hundred Pounds *per Annum*, at a Rate *per Centum per Annum* not exceeding Five Pounds; and every such Rate shall be payable according to the actual Amount of the Rent, where the same can be ascertained, and where the same cannot be ascertained, according to the actual Amount or annual Value upon which the Assessment to the Poor's Rate is computed in the Parish or District where the House is situated: Provided nevertheless, that the said Company shall not be entitled to receive from any such Inhabitant as aforesaid more than the Sum of Twenty Pounds in any One Year for such Supply, nor shall such Company be obliged to furnish such Supply to any such Inhabitant as aforesaid for less than Twelve Shillings in any One Year, unless they shall think fit so to do: Provided also, that in case of Manufacturers, Dyers, Printers, Bleachers, Brewers, Innkeepers, Alehouse Keepers, Vintners, or other Persons requiring a Supply of Water for other Purposes than those of his or her own Family Consumption, or in case of Persons requiring a Supply of Water for Hotels, public Chambers, Clubs, or Subscription Houses, Baths, Fountains, Ponds, Pools, Closets, Water Closets, (such Closets or Water Closets being supplied from any other Cistern than a Cistern for domestic Purposes situated within Six Feet of the Footway,) or Stables, or for washing Carriages, or for Cows or Horses, or for the Purposes of any Trade or Business whatsoever, such Supply shall be furnished by the same Company of Proprietors in such Cases at such Rate as shall be settled by and between the Committee of Management of the said Company of Proprietors and such Persons respectively.

XII. And be it further enacted, That in case the said Company shall wilfully neglect or refuse to supply any of the said Inhabitants occupying any private Dwelling House in any Square, Street, Lane, or other Place where the Pipes of the said Company are or shall be laid, with Water for the Use of his or her own Family at the Rate aforesaid, for the Space of Five Days after Demand in Writing shall have been made by such Inhabitant to the said Company for such Supply of Water, and Tender made of the Amount of the Rate for One Year for such Supply, and of all Arrears of Rates that may be due for the Supply of such Premises, the said Company shall forfeit and pay to such Inhabitant Treble the Amount of the Rate so tendered, (unless the said Company at the Time of such Demand and Tender being made shall be prevented by Frost or the Repairs of their Works from granting such Supply of Water, or in case such Supply cannot be granted without lessening the Supply to the other Tenants of the said Company, but not otherwise,) to be levied and recovered, by virtue of a Warrant under the Hands and Seals of any One of His Majesty's Justices of the Peace acting for the said County of *Surrey*, by Distress and Sale of the Goods and Chattels of the said Company, and also the further Sum of One Pound for every Day the said Company of Proprietors shall continue to refuse such Supply, to be recovered as the above-mentioned Penalty is herein-before directed to be recovered.

Penalty for
not supplying
Water to
Inhabitants.

XIII. And

Power to contract with any Body Corporate for supplying the poor Inhabitants with Water.

XIII. And be it further enacted, That it shall be lawful for any Company or Body Politic or Corporate to contract and agree with the said Company of Proprietors, their Successors or Assigns; for the Erection of Conduits or Pumps, or otherwise, for the Supply of Water to the poor Inhabitants of any Parish, and to pay the Expences thereof out of any Funds under their Care and Management, any thing in any Act or Acts to the contrary notwithstanding.

Where several Houses are supplied by One common Branch Pipe, each Occupier to be liable to Rates.

XIV. And be it further enacted, That where several Messuages, Cottages, Dwelling Houses, or Tenements in the Occupation of several Persons shall be supplied by One common Branch Pipe to be laid to and introduced into the Service Pipes of the said Company of Proprietors, the several Owners or Occupiers of such Messuages, Cottages, Dwelling Houses, or Tenements shall be respectively liable to pay for such Supply of Water at and after the same Rate and in the same Manner as he and they would be liable to pay if each of such several Messuages, Cottages, Dwelling Houses, or Tenements was separately supplied with Water by a distinct Branch Pipe from the Service Pipes of the said Company of Proprietors.

For preventing undue Waste of Water.

XV. And be it further enacted, That it shall be lawful for the said Company of Proprietors or their Secretary, or for any other Person acting by or under their Authority, upon giving Twenty-four Hours Notice of their or his Intention so to do, at any Hour in the Daytime to enter into any House, Factory, Warehouse, Workshop, or other Building and Premises supplied with Water by virtue of the said recited Act or this Act, in order to examine if there be any Waste, Diversion, or improper Appropriation of the Water so supplied, or if the Pipe or Cocks for supplying such House, Factory, Warehouse, Workshop, or other Building and Premises be in proper Repair; and if the said Company of Proprietors, their Successors or Assigns, or such Secretary or other Person, shall at such Time or Times be refused Admittance into any such House, Factory, Warehouse, Workshop, or other Building or Premises for the Purposes aforesaid, or on being admitted shall be obstructed or prevented from making such Examination, then and in every such Case it shall be lawful for the said Company of Proprietors, their Successors or Assigns, to cut and turn off, or cause to be cut and turned off, the Water so supplied from such House, Factory, Warehouse, Workshop, or other Building or Premises.

Cisterns and Stopcocks to be provided.

XVI. And be it further enacted, That every Person supplied with Water by the said Company of Proprietors shall provide and have a Cistern or Water-butt for receiving Water, and in such Cistern or Water-butt shall fix a Ballcock or other self-acting Cock to the Pipe conveying Water into such Cistern or Water-butt, and shall repair and renew the same as often as shall be necessary in order to prevent the Water running to waste when such Cistern or Water-butt shall be full; and every Person neglecting to fix and repair and renew such Ballcock or self-acting Cock shall forfeit to the said Company of Proprietors, their Successors or Assigns, any Sum not exceeding Five Pounds for every Offence.

Power to cut off Water in certain Cases.

XVII. And be it further enacted, That if any Person shall suffer any of his, her, or their Pipes or Aqueducts communicating with any of the Reservoirs,

Reservoirs, Tanks, Mains, Cisterns, Water-butts, or other Receptacles, Pipes, or Aqueducts of the said Company of Proprietors, or the Cocks belonging thereto, to be out of repair so as to let the Water run to waste or be useless, or shall neglect to repair the same within Twenty-four Hours after being required so to do by Notice from the Secretary of the said Company of Proprietors, or if any Person shall from Neglect or otherwise suffer the Water to run to waste, or shall make default in Payment of the Water Rate or Rent due from such Person, or in case it shall at any Time be found necessary for the Alteration or Amendment of any of the Pipes or Works of the said Company of Proprietors, their Successors or Assigns, it shall be lawful for the said Company of Proprietors, their Successors or Assigns, to cause any Pipes or Aqueducts communicating with any of the Reservoirs, Pipes, or Aqueducts of the said Company of Proprietors to be separated therefrom, and the Water to be stopped from issuing or running into such Pipes or Aqueducts so to be separated: Provided always, that whenever the said Company of Proprietors, their Successors or Assigns, shall cause any such Pipes or Aqueducts to be separated, and the Water to be stopped from issuing or running therefrom, by reason of any Alteration or Amendment of the Reservoirs, Pipes, or Aqueducts of the said Company of Proprietors being necessary, the said Company of Proprietors, their Successors or Assigns, shall make such Alteration or Amendment, and at their own Expence restore the Communication of such Pipes or Aqueducts with the Reservoirs, Pipes, or Aqueducts of the said Company of Proprietors, and permit the Water to issue therefrom and run again into the same as soon as conveniently may be.

XVIII. And be it further enacted, That if any Person or Persons, Body or Bodies Politic or Corporate, shall, in making any Excavations for Cellars or other Purposes in the said Highways or Streets, injure the said Pipes or any Parts connected therewith, or if any Person or Persons shall negligently suffer any of his, her, or their Pipe or Pipes, or the Cock or Cocks attached thereto, which shall communicate with any of the Reservoirs, Pipes, or Aqueducts of the said Company of Proprietors, to be out of repair so as to let the Water run to waste and useless, or shall neglect to repair the same within Twenty-four Hours after being required so to do by any of the Agents or Workmen of the said Company of Proprietors, it shall be lawful for the said Company to cause the said Pipes and Cocks to be repaired, and the Expences attending the same shall be payable by such Person or Persons, Body or Bodies Politic or Corporate, so injuring the same, or so allowing any of his, her, or their Pipes to be out of repair as aforesaid, and shall be recoverable, with Costs of Suit, in any of His Majesty's Courts of Record having competent Jurisdiction, by Action of Debt or on the Case, wherein no Essoign or Protection shall be allowed.

Persons injuring and not repairing Pipes, &c. to pay the Expence of repairing by the Company.

XIX. And be it further enacted, That if any Person or Persons supplied with Water by the said Company of Proprietors shall wilfully permit any other Person or Persons, not being supplied with Water by virtue of the said recited Act or of this Act, or not having the Consent of the said Company of Proprietors, to take any Water from the Reservoirs, Pipes, or Aqueducts of the said Company of Proprietors, or shall supply any such other Person or Persons with any Water from such Reservoirs, Pipes, or Aqueducts, or shall negligently suffer his, her, or their Pipes or Cocks belonging thereto to be out of repair; and occasion the Water

Penalty on Persons supplied with Water supplying others, &c.

[Local.]

γ

thereby

thereby to run waste and useless, or if any Person not paying for or having agreed to pay for a Supply of Water from the said Company of Proprietors shall take or use any of the Water supplied by means of the Works of the said Company of Proprietors, their Successors or Assigns, then and in every such Case the Person so offending shall forfeit and pay for every such Offence to the said Company of Proprietors any Sum not exceeding Five Pounds, according to the Discretion of the Justice of the Peace before whom the same shall be recovered as herein-after provided, over and above the full Amount of Damage to be sustained by the said Company of Proprietors by the Acts and Means by which such Penalty shall be incurred.

Not to prevent any Person from supplying Water in case of Fire.

XX. Provided always, and be it further enacted, That nothing in the said recited Act nor in this Act contained shall prevent or be construed to extend to prevent any of the said Water from being used to extinguish any Fire whatsoever that may have communicated to any Building, Rick, Stack, Waggon, Cart, or other Carriage, or any Matter or Thing therein contained, or shall be in danger of so communicating, and no Person supplied with Water under any Agreement with the said Company of Proprietors shall be liable to any Penalty for supplying any Person or Persons with Water for the Purposes last aforesaid.

Fire Plugs to be placed in the Streets, &c.

XXI. And be it further enacted, That the said Company of Proprietors shall and they are hereby required, upon the carrying into and laying down any Main Pipe in any Highway, Road, Street, Lane, Passage, or Place for the supplying the same with Water, to fix and place, or cause to be fixed and placed, at the Time of laying down such Main Pipe, One or more proper and sufficient Fire Plug or Fire Plugs in each Highway, Road, Street, Lane, Passage, or Place supplied with Water from such Main Pipe for the Supply of Water for the extinguishing of Fires; and when and so soon as any such Fire Plugs shall be finished the said Company of Proprietors, their Successors or Assigns, shall immediately deliver a Key or Keys of the Main Cock or Main Cocks at each and every House or Place in the Parish in which such Fire Plug shall be wherein any Engine shall be kept for the extinguishing of Fires.

Penalty for wasting or fouling the Water.

XXII. And be it further enacted, That if any Person or Persons shall let off or discharge any Water so that the same shall run waste and be useless to the said Company of Proprietors, or to any Person entitled thereto under any Agreement with the said Company of Proprietors, out of or from any of the Cisterns, Reservoirs, Wells, Pipes, or Aqueducts of the said Company of Proprietors, or if any Person shall bathe in any of the said Cisterns, Reservoirs, or Wells, or otherwise wilfully foul or render noisome or impure, or cause or procure the same to be so done to the Water running to or contained in any such Cisterns, Reservoirs, or Wells, then and in every such Case the Person so offending shall forfeit and pay for every such Offence to the said Company of Proprietors, their Successors or Assigns, any Sum not exceeding Ten Pounds, according to the Discretion of the Justices of the Peace before whom the same shall be recovered as herein-after provided, besides the full Amount of the Damage sustained by the said Company of Proprietors, their Successors or Assigns, by the Acts or Means in respect of which such respective Penalties shall be incurred.

XXIII. And

XXIII. And be it further enacted, That all and every the Pipes and other Conduits laid or used or to be laid or used for the Conveyance of Gas in, under, through, along, across, or round any Square, Street, Lane, Highway, Passage, or public Place within the Limits of the said recited Act or this Act shall be laid at the greatest practicable Distance, and whenever the Width of the Carriageway will allow thereof at the Distance of Four Feet at least, from the nearest Part of any Water Pipe already laid down or hereafter to be laid down by or by the Order of the said Company of Proprietors for the Time being for the Conveyance of Water in, under, through, along, across, or round any of the said Streets, Lanes, Highways, Passages, or public Places, except where it shall be unavoidably necessary to lay the Pipes for the Conveyance of Gas across any Water Pipes, in which Cases the said Pipes for the Conveyance of Gas shall be laid over and above such Water Pipes at the greatest practicable Distance therefrom, and shall form therewith a Right Angle, and in such Cases the said Pipes for the Conveyance of Gas so crossing the said Water Pipes shall be at least Six Feet in Length, so that no Joint of any of the said Gas Pipes shall be nearer to any Part of the said Water Pipes than Three Feet at the least; and in laying down the said Gas Pipes the Body Politic or Corporate, Contractor or Contractors, Person or Persons, to whom the same shall belong, shall in no Case join Two or more Gas Pipes together previously to their being laid in the Trench, but shall lay such Pipe as near as may be in its Place in the Trench, and shall in such Trench form the jointing with the other Pipes to be added thereto with proper and sufficient Materials, and also make and keep all and every such Pipes, and all Pipes communicating or connecting therewith, and all the Screws, Joints, Sockets, Inlets, Apertures, or Openings therein respectively air-tight, and in all and every respect prevent the said Gas from escaping therefrom and from any Part thereof, upon pain of forfeiting for every such Offence the Sum of Five Pounds, to be paid to the Informer, or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

Gas Pipes to be laid Four Feet from Water Pipes, and in a particular Manner.

XXIV. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be placed, laid down, or set up by such Body Politic or Corporate, Contractor or Contractors, or other Person or Persons as aforesaid, then and in every such Case they or he shall, at their or his own Expence, immediately after receiving Notice by Parol or in Writing, to be left or given at their Office or usual Place of transacting their Business, from the Secretary to the said Company of Proprietors, or any Inhabitant or Resident within the Limits of this or the said recited Act, of any such Escape of Gas, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from so escaping; and in case such Body Politic or Corporate, Contractor or Contractors, or Person or Persons, within Twenty-four Hours after such Notice by Parol or in Writing being given in manner last aforesaid of any such Escape of Gas, shall not effectually stop and prevent the Gas from escaping, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the same Body Politic or Corporate, or Contractor or Contractors, or other Person or Persons, shall for every such Offence forfeit and pay the Sum of Five Pounds for each

For preventing the Escape of Gas.

each and every Day after the Expiration of Twenty-four Hours from the Time of giving any such Notice as aforesaid during which the Gas shall be suffered to escape as aforesaid; which Penalties shall be from Time to Time recovered in a summary Way, on the Oath or Affirmation of One or more credible Witness or Witnesses, before One or more Justice or Justices of the Peace for the said County, and shall and may be recovered, with all reasonable Charges (which said Justice is hereby required to allow to the Complainant), by Distress and Sale of the Goods and Chattels of any such Body Politic or Corporate, or Contractor or Contractors, or other Person or Persons, by the Warrant of any such Justice or Justices of the Peace as aforesaid, to be granted in like Manner and subject to the like Provisions as are by this Act directed with regard to other Penalties.

Penalty for conveying Washings of Gas into any River, Creek, Stream, &c.

XXV. And be it further enacted, That if any Body Politic or Corporate, or any Contractor or Contractors, or any other Person or Persons whomsoever, making, furnishing, or supplying any Gas used, burnt, or consumed within the Limits of the said recited Act or of this Act for lighting any Street, Highway, or Place, or any House, Manufactory, or Building therein, shall at any Time drain or convey, or cause or suffer to be drained or conveyed, or to run or flow, any Washings or other waste Liquids, Substances, or Things whatsoever which shall arise or be produced in or by the said Gas Works, or in the Manufacture or Process of making or procuring such Gas, into any River, Creek, Brook, or running Stream, Canal, Reservoir, Aqueduct, Feeder, Pond, Springhead, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or to do or cause to be done any Annoyance, Act, or other Thing to the Water contained in such River, Creek, Brook, or running Stream, Canal, Reservoir, Aqueduct, Feeder, Pond, or Springhead, Well, Drain, Sewer, or Ditch, whereby the said Water or any Part thereof shall or may be spoiled, fouled, or corrupted, then and in each and every such Case such Body Politic or Corporate, Contractor or Contractors, or other Person or Persons, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or Forfeiture shall and may be sued for and recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, or Privilege shall be allowed, and One Moiety of such Penalty shall be paid to the Person or Persons who shall inform or sue for the same: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same shall be sued for within Six Calendar Months from the Time that such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased or determined: Provided also, that over and above and in addition to the said Penalty of Two hundred Pounds, and whether such Penalty shall have been sued for or recovered or not, in case any of the said Washings or other waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid, into any River, Creek, Brook, or running Stream, Canal or Reservoir, Aqueduct, Feeder, Pond, Springhead, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any Person or Persons to whom the

same shall belong, or by any other Person or Persons whomsoever, to such Body Politic or Corporate, or Contractor or Contractors, or Person or Persons, and they or he shall not within Twenty-four Hours after such Notice shall have been given to them or him as aforesaid stop, hinder, or prevent all and every such Washings, waste Liquids, noisome or offensive Liquids, Substances, or Things from being drained, conducted, or conveyed, or from running or flowing in manner aforesaid; and every such other Annoyance, Nuisance, Injury, Damage, Act, Matter, or Thing from being done as aforesaid, then and in every such Case such Body Politic or Corporate, Contractor or Contractors, or Person or Persons so offending, shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, waste Liquors, or noisome or offensive Liquids, Substances, or Things, shall be so drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid, or such other Annoyance, Act, or Thing shall be so done as aforesaid; and such last-mentioned Penalty shall and may be recovered, levied, and applied in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered, levied, and applied, and shall be paid to the Informer, or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by such Act so done or committed.

XXVI. And be it further enacted; That whenever the Water of the said Company of Proprietors shall be contaminated or affected by the Gas of any Body Politic or Corporate, or Contractor or Contractors, or Person or Persons making, furnishing, or supplying Gas as aforesaid, such Body Politic or Corporate, or Contractor or Contractors, or Person or Persons so offending shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered, and shall be applied to and for the Use and Benefit of the Company of Proprietors affected thereby; and in case any such Water shall be contaminated or affected by Gas in any way whatever, then and in every such Case the Body Politic or Corporate, Contractor or Contractors, or any Person or Persons making, furnishing, or supplying such Gas, shall, within Twenty-four Hours next after Notice thereof in Writing, signed by the Secretary for the Time being of the said Company of Proprietors, to be left at the usual Office or Place of transacting Business of the Body Politic or Corporate, Contractor or Contractors, or Person or Persons so offending, cause the most proper and effectual Measures to be taken effectually to stop and prevent Gas from escaping from the Works, Mains, or Pipes, or contaminating or affecting such Water; and in case any such Body Politic or Corporate, Contractor or Contractors, or Person or Persons, shall not within Twenty-four Hours after each and every such Notice so left as last aforesaid effectually stop and prevent Gas from escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination whereof Notice shall be given as aforesaid, then and in every such Case the said Body Politic or Corporate, Contractor or Contractors, or Person or Persons making, furnishing, or supplying with Gas, shall, on each and every such Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the Secretary for the Time being of the said Company of Proprietors so affected, for the Use and

To prevent
Contamina-
tion of
Water, &c.

[Local.]

Z

Benefit

4° GULIELMI IV. *Cap. vii.*

Benefit of the same Proprietors, over and above the before-mentioned Penalty of Twenty Pounds, the Sum of Ten Pounds for each and every Day during which the Water of the said Company of Proprietors shall be and remain contaminated, tainted, or affected by such Gas; and in default of Payment thereof as aforesaid such Penalty and Penalties shall and may be recovered by Information to be exhibited on the Oath or Affirmation of Two credible Witnesses, by and in the Name of the Secretary of the same Company of Proprietors, before any Justice of the Peace for the County, with Costs to be assessed by such Justice, and to be levied and recovered as any other Penalty is by the said recited Act and this Act directed to be levied and recovered; and such Penalty or Penalties and Costs, when so levied, shall be paid to the Secretary for the Time being of the said Company of Proprietors.

For ascer-
taining if the
Water is con-
taminated.

XXVII. And whereas it may be or become a Question on such Complaint as aforesaid whether the said Water be contaminated or affected by the said Gas; be it therefore enacted, That in every such Case it shall and may be lawful to and for the said Company of Proprietors to dig to and about and search and examine the Mains, Pipes, Conduits, and Apparatus of any Body Politic or Corporate, Contractor or Contractors, or Person or Persons making, supplying, or furnishing Gas, for the Purpose of ascertaining whether such Contamination proceeds from or be occasioned by the Gas of such Body Politic or Corporate, Contractor or Contractors, or Person or Persons, whose Mains, Pipes, Conduits, and Apparatus, or any of them, are so dug to and examined; and if it shall appear that the said Water has been contaminated by any Escape of such last-mentioned Gas, the Costs and Expences of the said Digging, Search, Examination, and Repair of the Pavement of the Street or Streets which shall be taken up or disturbed shall be borne and paid by the said last-mentioned Body Politic or Corporate, Contractor or Contractors, Person or Persons so offending, which Costs and Expences shall be ascertained and determined, if necessary, by such Justice or Justices as aforesaid, and be recovered in like Manner as any Penalty may be by virtue of the said recited Act or by this Act: Provided always, that if upon Examination it shall appear that such Contamination has not arisen from the Escape of Gas from any of the Mains, Pipes, or Conduits so dug or examined as aforesaid, then and in every such Case the said Company of Proprietors shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also make good to the same Body Politic or Corporate, Contractor or Contractors, or Person or Persons whose Main, Pipes, Conduits, or Apparatus, or any of them, are so dug to, searched, and examined, all Loss, Injury, or Damage which may be thereby occasioned to them in and by such Search and Examination, and also to the Pavements of the said Streets so broken or disturbed in such Search or Examination, the Amount of such respective Loss, Injury, or Damage, to be ascertained and determined by such Justice or Justices as aforesaid.

Present
Shares sub-
divided.

XXVIII. And whereas the present Capital of the said Company of Proprietors is divided into Thirty-two Shares, and it is expedient to divide the same into a greater Number of smaller Shares; be it therefore further enacted, That each of the Thirty-two Shares made and created by virtue of the said recited Act of the Twenty-fifth Year of the Reign of His Majesty King *George* the Third, and herein-before mentioned, shall be divided

divided into and be deemed to consist of so many Shares of One hundred Pounds each as shall be found to be proper, and be determined upon by the Committee of Management of the said Company of Proprietors herein-after mentioned at their First Meeting after the passing of this Act, (such Shares to be called, for the sake of Distinction, "Old Shares,") and that no Person in future shall hold less than One of such Shares, and such Shares shall be numbered in regular numerical Progression, and each of the said Shares shall be denominated "Old Share," and shall for ever afterwards be distinguished by the Number to be appointed for the same, and such Shares shall be and the same are hereby vested in the several Persons who shall be entitled to the said Thirty-two original Shares made and created by virtue of the said recited Act, and their respective Executors, Administrators, and Assigns.

XXIX. And be it further enacted, That it shall and may be lawful for the said Company of Proprietors to raise and contribute amongst themselves, or by the Admission of new Subscribers, in addition to the Money which has been raised by them under the Powers of the said recited Act for the Purposes thereof, and in such Proportions as they shall think proper, any Sum or Sums of Money not exceeding in the whole the Sum of One hundred and thirty thousand Pounds, and which Sum of One hundred and thirty thousand Pounds shall be divided into Shares of One hundred Pounds each, to be called, for the sake of Distinction, "New Shares;" and that no Person shall take or subscribe for less than One of such new Shares, and such new Shares shall be numbered in regular numerical Progression, and each of the said new Shares shall be denominated "New Share," and shall for ever afterwards be distinguished by the Number to be appointed for the same; and the said new Shares shall be and they are hereby vested in the several Persons, Bodies Politic and Corporate, subscribing for and undertaking to raise and contribute the same, and their respective Executors, Administrators, Successors, and Assigns, to and for their own respective Use and Benefit, according and proportionably to the Number of Shares which they shall respectively subscribe for and undertake to raise and contribute; and the said old Shares and the said new Shares shall to all Intents and Purposes be and they are hereby declared to be consolidated and to be one and the same Joint Stock Property; and all Persons, Bodies Politic, Corporate, and Collegiate, their several and respective Successors, Executors, Administrators, and Assigns, who shall be severally possessed of and entitled to One or more of the said old Shares, and all Persons, Bodies Politic and Corporate, and their respective Executors, Administrators, Successors, and Assigns, who shall subscribe for any of the said new Shares, and pay such Sum or Sums of Money as shall be demanded on account thereof, not exceeding in the whole their proportionable Part of the said Sum of One hundred and thirty thousand Pounds, shall be entitled to and receive a due and just Proportion, according to their respective Number of the said old Shares or new Shares, of the clear Profits and Advantages which shall or may arise or accrue by or from the Rates and other Monies to be raised, recovered, or received by virtue of the said recited Act or this Act; and the said Sum of One hundred and thirty thousand Pounds so to be raised as last aforesaid shall (after paying the Costs, Charges, and Expences of this Act and incident thereto, as herein-after provided for,) be laid out and applied, in the first place, in Payment, Satisfaction, or Discharge of all Sum and Sums of Money which previously

Company may raise a Sum not exceeding 130,000*l.* by Creation of new Shares.

viously to the passing of this Act shall have been raised, with the Approbation of the said Company, for the Improvement and Extension of their Works, and shall be due and owing to any Person or Persons, either from the said Company of Proprietors or any Member or Members of the said Company; and all the Residue of such Money, or so much thereof as shall be necessary, shall be applied and disposed of for or towards the further Improvement of the Works of the said Company of Proprietors as the said Company of Proprietors or their Committee of Management shall think proper, and for other the Purposes of the said recited Act and this Act.

Old and new Shares subject to the Regulations in this Act.

XXX. And be it further enacted, That the said old Shares and the said new Shares shall be subject only to the Rules, Regulations, and Provisions in this Act declared and contained concerning the same respectively.

So much of recited Act as enacts that no Proprietor shall have more than Four Shares repealed.

XXXI. And be it further enacted, That so much of the said recited Act as enacts or declares that no Person subscribing thereto, or becoming a Proprietor in such Undertaking, should become a Proprietor of more than Four such Shares as therein mentioned, either in his own Name or in the Name of any other Person or Persons in Trust for him (except the same should come to him by Will or Act in Law), upon pain of forfeiting to the said Proprietors, their Successors and Assigns, all such Shares exceeding Four (except as therein-before mentioned), shall be and the same is hereby repealed.

Power to raise Money by Mortgage.

XXXII. And be it further enacted, That it shall be lawful for the said Company of Proprietors to borrow and take up at Interest, on the Credit of the Rates and Duties by the said recited Act of the Twenty-fifth Year of the Reign of His late Majesty King *George* the Third, or this Act, granted to the said Company of Proprietors, all or any Part of the before-mentioned Sum of One hundred and thirty thousand Pounds; and in order to the raising of such Sum or any Part thereof the said Company of Proprietors shall and may, at the Costs and Charges of the said Company, convey, surrender, and assign over the Property of the said Undertaking, and the Sums of Money arising or to arise to the said Company of Proprietors by virtue of the said recited Act or this Act, or any Part or Parts thereof, as a Security for the Repayment of any such Sum or Sums of Money so to be borrowed, with Interest, to such Person or Persons as shall so advance the same, his, her, or their Trustee or Trustees, Nominee or Nominees, Executors or Administrators; and all such Assignments and Securities shall be made under the Common Seal of the said Company, and in the Words or to the Effect following, or so near thereto as may be:

Form of Mortgage.

‘ BY virtue of an Act passed in the Fourth Year of the Reign of His
 ‘ Majesty King *William* the Fourth, intituled [*here insert the Title of*
 ‘ *this Act*] we, the Company of Proprietors of *Lambeth* Waterworks,
 ‘ incorporated by virtue of an Act passed in the Twenty-fifth Year of
 ‘ the Reign of His late Majesty King *George* the Third, in consideration
 ‘ of the Sum of _____ Pounds of lawful Money of
 ‘ *Great Britain* to us paid by _____ do hereby bargain,
 ‘ sell, and assign unto the said _____ his Executors, Admi-
 ‘ nistrators, and Assigns, the said Works and Undertaking, and all and
 ‘ singular the Rates and Duties granted or arising and payable to us
 ‘ by

‘ by virtue of the said Acts, and all the Estate, Right, Title, and Interest
 ‘ of us the said Company of, in, to, or out of the same respectively, to
 ‘ hold unto the said his Executors, Administrators,
 ‘ and Assigns, until the said Sum of Pounds, together
 ‘ with Interest for the same after the Rate of Pounds
 ‘ *per Centum per Annum*, shall be fully paid and satisfied to him or them.
 ‘ Given under our Common Seal this Day of .’

Or in any other Form, or to any other Effect which may be better adapted to the Circumstances under which any such Sum of Money shall be borrowed, or collateral Security given; and all Persons to whom such Assignments or Mortgages shall be made shall be equally entitled (one with another) to the said Rates, Duties, and Premises thereby assigned, according and in proportion to the Sums by them respectively lent and advanced on the Credit thereof as aforesaid, without any Preference by reason of the Priority of Date of any such Assignment or Mortgage, or upon any other Account whatsoever; and the Money so to be borrowed as aforesaid shall be applied and disposed of for the carrying on, completing, and maintaining the Works of the said Company of Proprietors, and for carrying their several Powers and Authorities into execution.

XXXIII. And be it further enacted, That an Entry or Memorial of every such Assignment or Mortgage as aforesaid, containing the Date thereof, the Name or Names and Additions of the Party or Parties to whom the same shall be made, and the Sum thereby secured, with the Rate of Interest to be paid for the same, shall be made and entered in a Book to be kept for that Purpose by the Secretary of the said Company of Proprietors for the Time being, and that such Book shall and may be perused *gratis* at any seasonable Time by any of the Proprietors or Creditors of the said Works and Undertaking; and all and every Person and Persons to whom such Assignment or Mortgage shall be made as aforesaid, or who shall be entitled to the Money thereby secured, shall and may from Time to Time assign, transfer, and set over his, her, or their Right, Title, or Interest therein unto any Person or Persons whomsoever, either by Indorsement thereon or otherwise; which Transfer shall and may be made by a Deed in Writing in the Form or to the Effect following; (that is to say,)

Memorial of every Mortgage to be made by the Company's Secretary.

Mortgages may be transferred.

‘ I in consideration of the Sum of
 ‘ to me paid by of do hereby transfer
 ‘ the within Mortgage [*or a certain Mortgage made to me by the Company*
 ‘ of Proprietors of *Lambeth Waterworks*, bearing Date the
 ‘ Day of], and the Principal Sum of
 ‘ thereby secured, and the Interest now due and hereafter to grow
 ‘ due for the same, and all my Right and Property therein, unto the
 ‘ said Executors, Administrators, and Assigns. In
 ‘ witness whereof I have hereunto set my Hand and Seal this
 ‘ Day of .’

Form of Transfer.

And that every such Transfer shall within Twenty-eight Days from the Date thereof be produced to the Secretary to the said Company of Proprietors, who shall thereupon cause an Entry or Memorial thereof, to the same Purport and Effect as herein-before directed with respect to the original Assignment or Mortgage, to be made or entered in the Book to

Memorials of Transfers to be made before the Assignees shall be entitled.

[*Local.*]

A a

be

be kept for entering the Memorials of such original Assignments or Mortgages; and for such Entry or Memorial the said Secretary shall be paid the Sum of Two Shillings and Sixpence, and no more; and after such Entry shall be made, but not before, such Transfer shall entitle the Assignee or Assignees therein named, and his, her, or their Executors, Administrators, and Assigns, to the full Benefit of the original Mortgage.

Mortgagees not to be deemed Proprietors.

XXXIV. Provided always, and be it further enacted, That no Person to whom any Mortgage shall be given shall thereby be deemed a Proprietor of any Share, or shall thereby be rendered capable of acting as such at any Meeting of the said Company, for or on account of his or her having lent or advanced any Sum or Sums of Money on such Mortgage.

Power to pay off Mortgages.

XXXV. Provided always, and be it further enacted, That it shall be lawful for the said Company and they are hereby empowered from Time to Time to pay off and discharge all or any of the said Mortgages, upon giving Three Calendar Months Notice to the Mortgagees respectively of their Intention so to do.

In case Mortgages shall be paid off, Power to raise the Amount again.

XXXVI. And be it further enacted, That in case the said Company of Proprietors shall raise any Part of the said Sum of One hundred and thirty thousand Pounds upon Mortgage, and shall afterwards be required or be desirous to pay off and shall pay off all or any Part of the Principal Sum or Sums secured or intended to be secured by such Mortgage, then and in every such Case it shall and may be lawful for the said Company of Proprietors, and they are hereby authorized and empowered, again by any or either of the Ways or Means by which the said Company of Proprietors are authorized to raise Money by this Act, to raise, in lieu of the Principal Money or Principal Monies so paid or to be paid off by them, so much and such Sums of Money as they shall from Time to Time have paid off or be required or desirous to pay off to the Holders of the said Mortgages, or any Part or Parts thereof, so as the said Company of Proprietors shall not in any Event borrow or raise more than the Principal Sum of One hundred and thirty thousand Pounds in the whole.

Power to raise Monies by Debentures or Bonds.

XXXVII. Provided always, and be it further enacted, That it shall and may be lawful for the said Company of Proprietors or their Committee of Management for the Time being, in case they shall think fit so to do, to borrow the Whole or any Part of the said Sum of One hundred and thirty thousand Pounds, or any Part or Parts thereof, upon Debentures or Bonds under the Common Seal of the said Company of Proprietors; and all such Debentures or Bonds shall be made payable in such Manner, and at such Time or Times, and at such legal Rate of Interest, as the said Company of Proprietors or their Committee of Management for the Time being shall think proper; and all such Debentures or Bonds shall be made either with or without a Power in the respective Holders thereof to have an Option of becoming a Proprietor of One or more Share or Shares of One hundred Pounds in the said Undertaking in lieu of the Principal Money by such several Debentures or Bonds to be secured, or so much and such Part thereof as the said Company of Proprietors or their Committee for the Time being, and the Person or Persons advancing such Money on the Security of the said Debentures or Bonds, shall jointly agree upon: Provided always, that in case the said Company of Pro-

prietors shall be required or be desirous to pay off and shall pay off all or any Part of the Principal Sum or Sums secured by any of such Debentures or Bonds, then and in every such Case it shall and may be lawful for the said Company of Proprietors, and they are hereby authorized and empowered, again by any or either of the Ways or Means by which the said Company of Proprietors are authorized to raise Money by this Act, to raise, in lieu of the Principal Money or Principal Monies so paid or to be paid off by them, so much and such Sums of Money as they shall have paid off or be required or be desirous to pay off, to the Holders of the said Debentures or Bonds, or any Part or Parts thereof, so as the said Company of Proprietors shall not in any Event borrow or raise more than the Principal Sum of One hundred and thirty thousand Pounds.

XXXVIII. And be it further enacted and declared, That the Interest of such Money as shall be from Time to Time borrowed on Mortgage, or on the said Debentures or Bonds as aforesaid, shall be paid half-yearly to the several Persons entitled thereto, in preference to any Interest or Dividends due and payable to the said Company of Proprietors or any of them, and shall from Time to Time be fully paid and discharged or provided for before the yearly or other Interest or Dividends due to the said Proprietors be paid, made, or divided.

Interest due on Mortgages, Debentures, or Bonds to be paid.

XXXIX. And be it further enacted, That all and every Persons and Person, Bodies and Body Politic, Corporate, and Collegiate, and their respective Executors, Administrators, Successors, and Assigns, who shall be entitled to and be in the actual Possession of any Share or Shares, and not being a Proprietor or Proprietors of or interested in any Share or Shares of any other Waterworks Company in the County of *Surrey*, and not being in any Manner in the Employment of any such Company, shall have a Vote or Votes at all Meetings of the said Company of Proprietors for or in respect of the Share or Shares to or for which he, she, or they shall be entitled and possessed, in manner following; (that is to say,) for or in respect of any Number of Shares not amounting to Five, One Vote; for or in respect of any Number of Shares amounting to Five and not amounting to Ten, Two Votes; for or in respect of any Number of Shares amounting to Ten and not amounting to Twenty, Three Votes; for or in respect of any Number of Shares amounting to Twenty and not amounting to Thirty, Four Votes; and for or in respect of any Number of Shares amounting to Thirty Shares and upwards, Five Votes; and every Question, Matter, and Thing which shall be proposed, discussed, or considered at any Meeting of the said Company to be held in pursuance of this Act shall be determined by the Majority of Votes then present.

Proprietors entitled to vote.

XL. Provided always, and be it further enacted, That it shall and may be lawful for every such Body Politic, Corporate, or Collegiate entitled to vote at Meetings of the said Company of Proprietors to be held in pursuance of this Act, by Writing under their Common Corporate Seal, and also for all and every other Person and Persons entitled to vote as aforesaid, by Writing under his, her, or their Hand or Hands, and in case of the Infancy, Idiotcy, or Lunacy of any such Person or Persons, then for his, her, or their Guardian or Guardians, Committee or Committees, by Writing under the Hand or Hands of such Guardian or Guardians, Committee or Committees, to constitute and appoint any other Proprietor

Proprietors may vote by Proxy.

or

or Proprietors entitled to vote in respect of his, her, or their own Share or Shares in the said Undertaking, their, his, or her Proxy or Proxies, to vote at any such Meetings of the said Company of Proprietors; and every such Vote by Proxy shall be as good and valid to all Intents and Purposes as if the Principal or Principals had voted in Person; provided that no Proprietor shall hold Proxies for more than Five other Proprietors.

Form of Appointment of Proxy.

XLI. And be it further enacted, That the Appointment of every Proxy to vote under and by virtue of this Act shall and may be made in the Form or to the Effect following; (that is to say,)

‘ I Proprietor [*or* Guardian of a
 ‘ Proprietor] of Shares in the *Lambeth* Waterworks, do
 ‘ hereby nominate, constitute, and appoint to be my Proxy
 ‘ *or* Proxy of the said] in my [*or* his *or* her] Name and in
 ‘ my [*or* his *or* her] Absence to vote, and give my [*or* his *or* her]
 ‘ Assent or Dissent to any Business, Matter, or Thing relating to the said
 ‘ Undertaking which shall be mentioned or proposed at any Meeting of
 ‘ the said Company of Proprietors, or any Adjournment thereof, until I
 ‘ [*or* the said] shall revoke this Appointment by
 ‘ Notice in Writing to the Clerk or Clerks of the said Company. In
 ‘ witness whereof I have hereunto set my Hand this Day
 ‘ of ’

Appointment of Proxies to be entered in a Book.

And every such Appointment shall be produced to the Secretary of the said Company of Proprietors, and entered in a Book to be kept by him or them for that Purpose, before any Vote shall be given in respect of such Appointment, for which Entry the Secretary shall be paid the Sum of Two Shillings and Sixpence, and no more, which Book shall be sufficient Authority for any Proxy to give his Vote or Votes, without Production of his Appointment at the Time of voting, until the same is revoked.

Proprietors not entitled to vote in respect of new Shares until Calls are paid.

XLII. Provided always, and be it further enacted, That no Proprietor of any Share or Shares in the said Undertaking, either in Person or by Proxy, shall be entitled to vote at any Meeting of the said Company in respect of such Shares, unless the same shall be standing in the Name of such Proprietor in the Register Book herein directed to be made and kept, at and immediately before such Meeting: Provided always, that no Proprietor of any of the said new Shares shall be entitled to vote as last aforesaid unless the Sums of Money from Time to Time to be called for by the Committee of Management of the said Company for the Time being, and due and payable at or before any such Meeting in respect of all and every the Shares of such Proprietor, and all Arrears thereof, shall have been duly paid to the Treasurer or Treasurers of the said Company.

Meetings of Proprietors to be regulated by this Act.

XLIII. And be it further enacted, That from and after the passing of this Act the General and all other Meetings of the said Company of Proprietors shall cease to be regulated by the Provisions of the said recited Act, and shall for ever thereafter be regulated by the Provisions of this Act.

XLIV. And

XLIV. And be it further enacted, That from and after the passing of this Act *James Bailey, Jonathan Barrett, Richard Bligh, George Lane Blount, William Chisholme, William Cory, Samuel Pepys Cockerell, Henry Thomas Curtis, Henry Eaton, William Frederick Eaton, Richard Fortnum, John Kershaw, James William Lukin, James Gascoigne Lynde, James Noble, John Noble, James Courthope Peache, George Ravens Pearson, Thomas Perrin junior, Richard Pollen, Charles Simpson, William Simpson, Richard Wilson, and Thomas Wright*, or the Survivors of them, shall be the Committee of Management of the Affairs of the said Company, and shall continue the Committee of Management of the Affairs of the said Company until by Death, Disqualification, Resignation, or Removal, by a General Meeting or otherwise, their Number shall be reduced to Twelve, from and after which Event the Committee of Management of the said Company shall for ever thereafter consist only of Twelve Members, Three of whom shall go out yearly in rotation as herein-after mentioned; (that is to say,) the said remaining Twelve Persons (or the Person or Persons appointed in their Room or Stead respectively by virtue of this Act) shall continue in Office until the Third *Thursday* in the Month of *July* then next happening after the Number of the said Committee of Management shall have been so reduced to Twelve as herein-before mentioned, and on such Day Three of the said Members of the said Committee shall go out of Office and cease to be Members of the said Committee; and in order to determine which of the said Committee shall go out of Office, the Secretary, or any other Person in the Employment of the said Company, at the General Meeting of the said Company to be holden on that Day, or some Adjournment thereof, shall and he is hereby required to write upon each One of Twelve distinct Pieces of Paper of equal Size, as near as may be, the Name of One of the said Committee, and all such Papers shall be rolled up in the same Form as near as may be, and be put in a Box or Wheel, and Three of such Papers shall be then drawn out of such Box or Wheel by such Secretary or other Person One by One, and those Three of the Committee whose Names shall be upon such Papers respectively so drawn shall then, or at some Adjournment of such Meeting at which other Members of the said Committee shall be appointed, go out of Office and cease to be Members of the said Committee; and the said Secretary or other Person shall then in like Manner draw out of such Box or Wheel Three others of the said Papers One by One, and those Three Members of the said Committee whose Names shall be upon such Papers respectively secondly so drawn shall, at the General Meeting of the said Company which shall be holden on the Third *Thursday* in the Month of *July* in the next succeeding Year, or some Adjournment thereof, at which other Members of the said Committee shall be appointed, go out of Office and cease to be Members of the said Committee; and the said Secretary or other Person shall then in like Manner draw out of such Box or Wheel Three others of the said Papers, One by One, and those Three Members of the Committee whose Names shall be upon such Papers respectively thirdly so drawn shall, at the General Meeting of the said Company which shall be holden on the Third *Thursday* in the Month of *July* in the next succeeding Year, or some Adjournment thereof at which other Members of the Committee shall be appointed, go out of Office and cease to be Members of the said Committee; and the Three Members of the Committee whose Names shall be upon the Three Papers remaining in the said Box or Wheel

Committee
of Manage-
ment.

[Local.]

B b

after

after such drawing as aforesaid shall, at the General Meeting of the Company which shall be held on the Third *Thursday* in the Month of *July* in the next succeeding Year, or some Adjournment thereof at which other Members of the Committee shall be appointed, go out of Office and cease to be Members of the said Committee of Management of the said Company; and at every General Meeting of the said Company which shall be holden on the Third *Thursday* in the Month of *July* in every Year after the Number of the said Committee of Management shall have been so reduced to Twelve as herein-before mentioned, or at some Adjournment thereof, Three Persons out of the Members of the said Company, who shall severally be possessed of and entitled to Ten Shares at least in the said Undertaking, shall be elected by Show of Hands (unless a Ballot be demanded, whereupon such Election shall be by Ballot,) in the Room or Stead of the Three Members of the Committee then going out of Office by Rotation or Efflux of Time; and such Three Persons so elected shall continue in Office for the Space of Four Years, (except in case of some Disqualification or Disability as herein-after provided for, or in case of being removed or displaced at any General Meeting of the said Company, and until other Persons shall be elected in their respective Room or Stead,) and no longer: Provided always, that it shall be lawful for the said Company again to nominate and appoint any such Person or Persons, being duly qualified and going out of Office, to be a Member of the said Committee: Provided always, that no Person having less than Ten Shares in the said Undertaking, or holding any Office, Employment, or Contract under the said Company, or interested or concerned, either directly or indirectly, in the furnishing any Article, Matter, or Thing purchased by the said Company for the said Undertaking, or being a Proprietor or Proprietors of or interested in any Share or Shares of any other Waterworks Company in the County of *Surrey*, or being in any Manner in the Employment of such Company, shall be capable of remaining or being chosen or acting as a Member of such Committee, but shall cease to be a Member of such Committee.

Qualification
of Commit-
tee Man.

Secretary
how to be
appointed.

XLV. And be it further enacted, That whenever the present or any future Secretary of the said Company of Proprietors shall die, or be removed, or quit the Service of the said Company, it shall be lawful for the Committee of Management of the said Company, and they are hereby required (subject nevertheless to the Direction and Controul of the General Meetings of the said Company), from Time to Time to appoint some other Person to be the Secretary of the said Company of Proprietors in the Place of the Secretary so dying, being removed, or quitting, and such Secretary shall be paid by the said Company such Salary or Allowance as the said Committee shall from Time to Time appoint.

First and
other Gene-
ral Meetings
of the Com-
pany.

XLVI. And be it further enacted, That a General Meeting of the said Company of Proprietors shall be held at their Office within Six Weeks after the passing of this Act, of which Meeting not less than Fourteen Days Notice shall be given by public Advertisement in some One or more Newspaper or Newspapers published or usually circulated within the said County of *Surrey*, which Notice Two or more of the said Proprietors are hereby authorized to give; and there shall be held in each and every Year after the present Year One General Meeting of the Proprietors, to be convened upon the Third *Thursday* in *July* in every Year at the Hour of

Eleven in the Forenoon, at such Place or Places as the said Company of Proprietors at the preceding General Meeting shall from Time to Time direct and appoint, of which future General Meeting not less than Fourteen Days Notice (both Days inclusive) shall be given by public Advertisement in such public Newspaper or Newspapers as herein-before mentioned, or in such other Manner as the said Company of Proprietors at their respective General Meetings shall direct; and at such First General Meeting the Proprietors then present shall fix and appoint such annual or other Payment or Remuneration for the Pains, Care, and Attendance of the said Committee of Management in such Manner and upon such Conditions as they shall think fit.

XLVII. And be it further enacted, That the said Company of Proprietors shall at the said First Meeting, and afterwards from Time to Time when necessary, elect and choose, and under their Common Seal appoint, a Treasurer or Treasurers to the said Company, taking good and sufficient Security, if they shall deem it necessary so to do, from him or them, for the faithful Discharge of the Trust reposed in him or them respectively; and whenever any such Treasurer shall die, or be removed, or quit the Service of the said Company of Proprietors, it shall be lawful for the Committee of Management of the said Company from Time to Time to appoint some other Person in the Place of the Treasurer so dying, being removed, or quitting, until the next General Meeting of the said Company, when the Treasurer so appointed or some other Person shall be nominated and appointed Treasurer of the said Company of Proprietors.

Treasurer to be appointed.

XLVIII. And be it further enacted, That the present Secretary of the said Company appointed by virtue of the said recited Act, and every future Secretary of the said Company, shall, in a proper Book or Books to be provided by the said Company for that Purpose, enter and keep a true and perfect Account of the Names and Places of Abode of the several Proprietors of the said Undertaking, and of the several Persons who shall from Time to Time become Owners and Proprietors of or entitled to any Share or Shares therein, and of all Acts, Orders, Proceedings, and Transactions of every Meeting, as well of the General and Special Meetings of the said Company as of their Committee and Committees, the Entry of which Acts, Orders, Proceedings, and Transactions shall be signed by the Chairman of each respective Meeting, and the same, when so entered and signed, shall be deemed and taken to be original Acts, Orders, and Proceedings, and shall be allowed to be read in Evidence in all Courts, and before all Judges, Justices, and others; and each of the said Proprietors in the said Undertaking, not being a Proprietor of or interested in any Share or Shares of any other Waterworks Company in the County of *Surrey*, and not being in any Manner in the Employment of any such Company, shall and may at all convenient Times have recourse to, peruse, and inspect the same *gratis*, and may demand and have Copies thereof or of any Part thereof, paying for every One hundred Words so to be copied the Sum of Sixpence, and so in proportion for any greater or less Number of Words; and if any such Secretary of the said Company shall refuse to permit or shall not permit any Proprietor, not being a Proprietor of or interested in any Share or Shares of any other Waterworks Company in the County of *Surrey*, and not being in any Manner in the Employment of any such Company,

Accounts to be kept.

Company, to inspect or peruse such Book or Books of Proceedings, or refuse to make any such Copy or Copies at the Rate or Price aforesaid, he shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds.

Treasurer and Secretary not to be the same Person.

XLIX. Provided always, and be it further enacted, That it shall not be lawful for the said Company to appoint the Person who may be appointed their Secretary, or the Partner of any such Secretary, or the Clerk or other Person in the Service or Employ of any such Secretary or of his Partner or Partners, the Treasurer for the Purposes of this Act, or to appoint any Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer; or of his Partner, the Secretary to the said Company; and if any Person shall accept both the Offices of Secretary and Treasurer for the Purposes of this Act, or if any Person or Persons being the Partner of any such Secretary, or the Clerk or other Person in the Service or Employ of any such Secretary or of his Partner, shall accept the Office of Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or his Partner, shall accept the Office of Secretary, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Company (other than that of Treasurer), every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign or Protection shall be allowed.

Other General Meetings may be appointed.

L. And be it further enacted, That the said First General Meeting or any other General Meeting of Proprietors may fix and appoint any other half-yearly or other General Meeting of Proprietors to be held periodically or otherwise, such General Meeting to be fixed and appointed and convened in such Manner as the said Company shall direct; and the said Company of Proprietors shall also have full Power and Authority from Time to Time at any General Meeting, whether annual, half-yearly, or otherwise, to remove or displace and appoint other Person or Persons in the Place of any Person or Persons who shall be an Officer or Officers under them, and also, provided Three Fourths of the Proprietors present in Person or by Proxy shall concur, to remove or displace any Member or Members of the said Committee of Management, and after the Number of the said Committee shall have been reduced to Twelve to appoint any Person or Persons duly qualified in the Stead of the Person or Persons so removed, (such Person or Persons so appointed to have the like Powers and Authorities, and to be subject to the like Rules, Orders, Regulations, and Restrictions, as the Person or Persons in whose Room or Stead he or they shall be so appointed, and to continue in Office as a Member or Members of the said Committee for such Time as and no longer than the Person or Persons in whose Room or Stead he or they shall be so appointed might have continued in Office), and to revoke, alter, amend, or change any of the Rules and Directions herein prescribed and laid down with regard to their Proceedings among themselves, as to them shall seem meet, and also to make such Rules, Orders, and Bye Laws as to them shall seem meet and proper for the good Government of the said Company of Proprietors,

Power to make Bye Laws.

Proprietors, and for regulating the Proceedings of the said Committee of Management and Sub-Committees respectively, and for the regulating of all Officers, Workmen, and Servants to be employed in or about the Affairs or Business of the said Company of Proprietors, and for the Superintendence and Management of the said Undertaking in all other respects whatsoever, and from Time to Time to alter and repeal such Rules, Orders, and Bye Laws, or any of them, and to make others, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against such Rules, Orders, and Bye Laws, or any of them, not exceeding the Sum of Five Pounds for any One Offence, as to the said Company of Proprietors shall seem meet and expedient; and all Rules, Orders, and Bye Laws so to be made as aforesaid, being reduced into Writing, with the Common Seal of the said Company thereto affixed, shall be binding upon and be observed by all Persons in anywise concerned in the said Works, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act upon the same; provided such Rules, Orders, and Bye Laws be not repugnant to the Laws of that Part of the United Kingdom called *England*, or any of the express Directions or Provisions of this Act.

LI. And be it further enacted, That if it shall at any Time appear to the Committee of Management, or to any Five or more Proprietors of Five Shares each at the least in the said Undertaking, to be necessary or expedient to call a Special Meeting of the Proprietors at large for the more effectually putting the said recited Act and this Act into execution, or in order to take their Opinion respecting any Matters or Things to be done in or about the said Undertaking, or respecting any Matter or Thing in which the Interest of the said Works or the Interest of the Proprietors is or are in any respect implicated or concerned, it shall be lawful for the said Committee of Management, pursuant to an Order or Resolution for that Purpose to be made at any Meeting of the same Committee, or for any Five or more of the Proprietors of Five Shares or more each in the said Undertaking, to call a Special Meeting of the Proprietors at large by public Advertisement in some Newspaper or Newspapers published or usually circulated in the said County of *Surrey*, or otherwise, as the Committee of Management shall direct, specifying in such Advertisement the Cause of calling such Special Meeting, and the Time and Place when and where the same shall be held (the Time not being less than Fourteen Days after such Notice shall be given, and such Place being where the next General Meeting of the said Company would be held, and not elsewhere); and the said Company of Proprietors are hereby authorized and required to meet according to such Notice, and to take into consideration the Matters expressed in such Requisition and specified in such Notice; and the Decision and Determination on and respecting such Matters only of the Proprietors present at such Meeting, or the major Part of them, according to the Number of Votes they shall have a Right to give either as Principals or Proxies, shall be binding and conclusive upon the rest of the Proprietors to all Intents and Purposes, and shall be observed and acted upon accordingly.

Special Meeting of Proprietors how to be called.

LII. And be it further enacted, That at every Meeting of the said Company of Proprietors one of the Proprietors present shall be appointed President or Chairman, who shall not only have a Vote or

Chairman to be appointed, who shall have a casting Vote.

[Local.]

C c

Votes

Votes as a Proprietor or Proxy, but shall also, in case of an equal Division, have the decisive or casting Vote; and if at any Time Two or more Persons shall be proposed as President or Chairman, and shall have an equal Number of Votes, then the Persons so proposed shall draw Lots for the said Office; and at every such Meeting as aforesaid the Proprietors present shall have Power to adjourn themselves from Time to Time to such Place or Places as shall at such Meeting be thought meet and convenient, and as shall be agreed upon.

For supplying Vacancies in the Committee.

LIII. And be it further enacted, That in case, after the said Committee of Management hereby appointed shall once have been reduced to the Number of Twelve, any Member of the said Committee of Management shall die, or refuse to act, or shall not attend at One Fourth of the Meetings of the said Committee between any Two successive annual Meetings of the Company, or shall cease to be possessed of Ten Shares at least in the said Undertaking, or shall hold any Place, Office, Employment, or Contract under the said Company, or be concerned or interested, either directly or indirectly, in the furnishing any Article, Matter, or Thing purchased by the said Company for the said Undertaking, then and in any such Cases it shall be lawful for the said Committee and they are hereby required, at any of their Meetings, to nominate and appoint, from and out of the said Company, some Person or Persons qualified and not disqualified as aforesaid to be a Member or Members of the said Committee in the Room or Stead of the Member or Members so dying, refusing to act, neglecting to attend, ceasing to be qualified as aforesaid, or holding any Place, Office, Employment, or Contract under the said Company, or concerned or interested as before mentioned; and every Person so nominated and appointed shall have the like Powers and Authorities, and shall be subject to the like Rules, Orders, Regulations, and Restrictions, as the Person in whose Room or Stead he shall be so nominated and appointed, and shall continue in Office as a Member of the said Committee for such Time as and no longer than the Person in whose Room or Stead he shall be so nominated or appointed might have continued in Office.

Power to vary Qualification of Members of the Committee.

LIV. Provided always, and be it further enacted, That it shall and may be lawful for the said Company of Proprietors, at any General or Special General Meeting of the said Company of Proprietors, from Time to Time to vary, alter, lessen, or increase, as to the said Company shall seem meet, the Qualification of the Person to be chosen a Member of the said Committee of Management, so that such Qualification shall not exceed Ten Shares or be less than Five Shares in the said Undertaking; and no Proposal for making any such Variation or Alteration shall be discussed or determined upon at any Meeting of the said Company unless Notice shall be given by public Advertisement in some Newspaper published or usually circulated within the said County of *Surrey*, or otherwise, as the Committee of Management shall direct, Fourteen Days at least before any such Meeting, that such Variation or Alteration is intended to be proposed.

Committee and Officers to account.

LV. And be it further enacted, That at every Annual General Meeting of the said Company of Proprietors an Account of all the Monies received, laid out, and disbursed from and after the passing of this Act by the said Committee, or by the Secretary, Treasurer, or Collector of Rates,

Rates, and other Persons whomsoever employed about the said Undertaking, brought up to the Twenty-fifth Day of *March* before such Annual Meeting, shall be laid before the said Proprietors to be audited and settled; and such Account shall be deposited with the Secretary to the said Company of Proprietors during the Twenty-one Days immediately preceding such General Meeting for the Purpose of being inspected by the Proprietors of Shares in the said Undertaking, who, provided they are not Proprietors of or interested in any Share or Shares of any other Waterworks Company in the County of *Surrey*, and are not in any Manner in the Employment of any such Company, shall have free Access thereto at all seasonable Times during such Twenty-one Days without Fee or Reward.

LVI. And be it further enacted, That the said Committee of Management shall hold their First Meeting on the Second *Tuesday* after the passing of this Act, and at such First and every other Meeting to be held in pursuance of this Act shall elect a Chairman out of the Members of such Committee then present to preside at such Meeting; and that any Five or more Members of the said Committee of Management, but not less, shall be a sufficient Number to constitute a Meeting for the Purpose of doing all Acts, Matters, and Things, and exercising all the Powers and Authorities, hereby directed to be done by and vested in such Committee; and that all Questions, Matters, and Things which shall be proposed, discussed, or considered by the said Committee at their said Meetings shall be decided and determined by the Majority of Members then present, but no Member shall have more than One Vote at such Meetings, save and except that in case of an equal Division the Chairman shall, besides his own Vote, always have the casting Vote; and if at any Meeting Two or more Persons shall be proposed to fill the Office of Chairman, and shall have an equal Number of Votes, then the Persons so proposed shall draw Lots for the same; and the said Committee for the Time being shall from Time to Time make Reports of their Proceedings, and of every material Occurrence respecting the said Undertaking, to the General Meetings of the said Company, and shall at all Times be subject to and obey the Orders and Directions of such General Meetings, and the said Committee for the Time being shall (subject nevertheless to such Orders and Directions as aforesaid) meet at such Times and Places, and shall from Time to Time adjourn themselves to such other Time and Place, as they shall think fit: Provided always, that if at any Meeting of the said Committee there shall not attend so many Members as are hereby required to constitute a Meeting for exercising the Powers hereby vested in such Committee, then and in such Case, and when and so often as the same shall happen, the Meeting shall be adjourned by the Member or Members then present, or if no Member be present, by the Secretary of the said Company, or such other Person as the said Company shall appoint to attend in his Place, to such other Time and Place as he or they shall think fit, not exceeding Seven Days therefrom,

Regulations for Meetings of Committee of Management.

Committee to make Reports to and be subject to the Orders of General Meetings.

LVII. And be it further enacted, That it shall and may be lawful for the said Committee of Management, and they are hereby authorized and required, from Time to Time, (subject nevertheless to the Directions and Controul of the General Meetings of the said Company,) to nominate and appoint a Superintendent or Superintendents of the Works of the said Company if they shall think it expedient; and such Engineers, Surveyors, Collectors

Powers to Committee of Management to appoint and dismiss Officers, and also to audit Accounts.

Collectors of the Rates and Duties, and other Officers, (except such as are directed to be appointed only by General Meetings of the said Company,) as the said Committee of Management shall think proper and expedient for the better carrying the Purposes of this Act into execution, (the said Committee always taking good and sufficient Security from all Collectors and other Officers who shall have the Care and Custody of any Monies to be raised and received by virtue of this Act for the faithful Discharge of the Trust reposed in them,) and also from Time to Time to discharge and dismiss any such Superintendents, Engineers, Surveyors, Collectors, or other Officers, and appoint others in their Stead, as there shall be Occasion; and that all such Superintendents, Engineers, Surveyors, Collectors, and other Officers of the said Company of Proprietors who shall at any Time quit or be dismissed from the Service of the said Company; and their Executors and Administrators, and the respective Executors or Administrators of those who may happen to die, shall immediately thereupon produce and deliver up to the said Committee of Management, or to such Person or Persons as they shall direct, all Books, Accounts, Writings, and Papers whatsoever which shall be in the Custody or Power of such Superintendents, Engineers, Surveyors, Collectors, or other Officers, Executors, or Administrators respectively, in anywise relating to the said Undertaking; and the said Committee of Management, or any Sub-Committee or Sub-Committees to be appointed in manner after mentioned, shall have full Power and Authority and they are hereby required annually (or oftener, as they shall think fit,) to call for, audit, and settle all Accounts of Money received, paid, laid out, and disbursed for or on account of the said Company of Proprietors by the Treasurer or Treasurers, Collectors, and other Officers so to be appointed as aforesaid, or by any other Person or Persons to be employed on behalf of the said Company in or about the said Undertaking; and every such Superintendent, Engineer, Surveyor, Collector, and other Officer shall be paid by the said Company such Salary or Allowance as the said Committee shall from Time to Time appoint.

Treasurer
and other
Officers to
account.

LVIII. And be it further enacted, That every Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, and every other Officer and Person so to be appointed as aforesaid shall, under their Hands, at such Time and Times and in such Manner as the said Company of Proprietors or their Committee of Management shall direct, deliver to the said Company of Proprietors, or to the said Committee, or to such Person or Persons as they shall respectively appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge by virtue of the said recited Act or this Act, and also of all Monies which shall have been by such Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, Officer or Officers, and Person or Persons respectively received by virtue and for the Purposes of the said recited Act or this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the proper and legal Receipts or Vouchers for such Payments, and shall pay all such Monies as shall remain in their respective Hands to the said Company of Proprietors, or to the said Committee of Management, or to such Person or Persons as they shall respectively appoint; and if any such Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, Officer, or Person shall refuse to produce and deliver up such Receipts or Vouchers, or to make Payment as aforesaid, or shall

not

not deliver to the said Company of Proprietors, or to the said Committee, or such Person or Persons as they shall respectively appoint, within Twenty-one Days after their being thereunto required by the said Company of Proprietors or by the said Committee, all Books, Papers, and Writings in his or their Custody or Power relating to the Execution of the said recited Act or this Act, or otherwise relating to the Affairs of the said Company of Proprietors, or shall refuse or neglect to pay such Monies as upon the Balance of any Account or Accounts shall appear to be in their respective Hands to the said Company of Proprietors or to the said Committee, or as they respectively shall direct or appoint, in any of the Cases aforesaid the said Company of Proprietors may and they are hereby authorized and empowered to bring or cause to be brought any Action or Actions against the Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, Officer or Officers, Person or Persons, so neglecting or refusing as aforesaid, for the Recovery of the Monies which shall be in the Hands of such Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, Officer or Officers, Person or Persons respectively ; or if Complaint shall be made by the said Company of Proprietors or by the said Committee, or by such Person or Persons as they shall respectively appoint for that Purpose, of any such Refusal or Neglect as aforesaid, to any One or more of the Justices of the Peace for the County, City, or Place wherein the said Treasurer, Superintendent, Engineer, Surveyor, Clerk, Collector, Officer or Officers, Person or Persons so neglecting or refusing shall be or reside, such Justice or Justices may and he and they is and are hereby authorized and required, by a Summons under his or their Hand or Hands, to cause the Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, Officer or Officers, Person or Persons, so neglecting or refusing, to appear before him or them, and upon his or their appearing, or having been summoned and not appearing, without giving some reasonable Excuse for such Nonappearance to the Satisfaction of such Justice or Justices, or not being to be found, to hear and determine the Matter in a summary Way ; and if upon the Confession of the Party or Parties, or by the Testimony of any One or more credible Witness or Witnesses upon Oath or Affirmation (which Oath or Affirmation such Justice or Justices is and are hereby empowered to administer), it shall appear to such Justice or Justices that any of the Monies which shall have been collected and raised by virtue of the said recited Act or this Act shall be in the Hands of such Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, Officer or Officers, Person or Persons, such Justice or Justices may and is and are hereby authorized and required, upon Non-payment thereof, by a Warrant or Warrants under his or their Hand and Seal or Hands and Seals, to cause such Monies to be levied by Distress and Sale of the Goods and Chattels of such Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, Officer or Officers, Person or Persons respectively ; and if no Goods or Chattels of the Person or Persons against whom such Warrant shall be granted sufficient to answer and satisfy the said Money, and the Charges of making and levying the same, can be found, or if such Officer or Officers, Person or Persons, shall still persist in refusing or neglecting to deliver up all such Books, Papers, and Writings as aforesaid to the said Company of Proprietors, or to the said Committee, or as they respectively shall appoint, then and in any of the said Cases aforesaid such Justice or Justices shall commit every such Offender to the Common Gaol for such County, City, or Place, there

[Local.]

D d

to

to remain without Bail or Mainprize until he shall give or make a true and perfect Account and Payment as aforesaid, or till he shall compound with the said Company of Proprietors or with the said Committee, and shall have paid such Composition in such Manner as they respectively shall appoint, and until he shall deliver up such Books, Papers, and Writings as aforesaid, or give Satisfaction in respect thereof to the said Company of Proprietors or to the said Committee: Provided always, that no Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, Officer, or Person so committed for Want of sufficient Distress shall be confined or detained in Prison by virtue of this Act for any longer Space than Six Calendar Months.

Books, Accounts, &c. declared to be the Property of the Company.

LIX. And be it further enacted, That all Books, Accounts, Writings, and Papers whatsoever which shall be in the Custody of any such Treasurer, Secretary, Superintendent, Engineer, Surveyor, Collector, and every other Officer and Person so to be appointed as aforesaid, his Executors or Administrators respectively, in anywise relating to the said Undertaking, shall be and the same are hereby declared to be, and shall be construed, deemed, and taken to be, the Right and Property of the said Company of Proprietors.

Agents, Collectors, &c. to give Possession of Houses, &c. when removed.

LX. And be it further enacted, That if any Agent, Collector, or other Servant of the said Company of Proprietors occupying any House, Offices, or Buildings belonging to the said Company shall be discharged from his Office by or by the Order of the said Company or their Committee, and shall not deliver up the Possession of such House, Offices, or Buildings, with the Appurtenances, together with all Books, Accounts, Writings, and Papers, and other Matters and Things in his Custody, Power, or Possession, within Four Days next after Notice of such Discharge shall be given to him, or left at such House, Offices, or Buildings; or if the Wife or Family, Executor or Administrator, of any such Agent, Collector, or other Servant who shall happen to die while in the Service of the said Company, or any other Person or Persons, shall refuse to deliver up the Possession of such House, Offices, and Buildings, with the Appurtenances as aforesaid, together with the said Books, Accounts, Writings, Papers, and other Matters and Things belonging to the said Company in his, her, or their Custody, Power, or Possession, within Four Days after another Person shall have been appointed in the Place and Stead of the Person so dying, then and in either of the said Cases it shall be lawful for any Justice of the Peace for the County where such Houses, Offices, and Buildings shall be, and he is hereby required, by Warrant under his Hand and Seal, to order any Constable or other Peace Officer, with such Assistance as shall be necessary, to enter into such House, Offices, and Buildings in the Daytime, and to remove the Persons who shall be found therein, together with their Goods and Chattels, out of such House, Offices, and Buildings, and to take possession of all Books, Accounts, Writings, Papers, and other Matters and Things belonging to the said Company which shall be found therein, and to deliver the Possession of such House, Offices, and Buildings, together with the Books, Accounts, Writings, Papers, and other Matters and Things found therein belonging to the said Company, to the new appointed Agents, Collector, or other Servant, or other such Person or Persons as the said Company or their Committee shall appoint to receive the same.

LXI. And be it further enacted, That the said Committee of Management shall have full Power and Authority to contract for and purchase all such Lands, Tenements, or Hereditaments, and all such Matters and other Things, as shall and may be wanted for the said Undertaking, or as shall be required to be purchased by virtue of the said recited Act or this Act, and to sell and convey or demise such Part or Parts of any Lands, Tenements, or Hereditaments which may have been so purchased, and which shall not be wanted, or which it shall not be thought by the said Committee necessary to keep for the Purposes of the said recited Act and this Act, and to enter into and make such Contracts or Agreements with any Engineer or Engineers, Surveyors, Agents, Workmen, Servants, or other Persons in and about or for carrying on the said Undertaking or any Part thereof as shall be thought expedient, and to enter into and make all such Contracts, Bargains, and Agreements whatsoever touching or in anywise concerning the said Undertaking as they shall think proper, and to order and direct how the several Works shall from Time to Time be carried on, and also from Time to Time to use the Common Seal of the said Company of Proprietors in such Manner and for such Purposes as they shall think fit, by the Use whereof the said Company shall be bound, and generally to direct and manage all and singular the Affairs and Business of the said Company of Proprietors, and to do, execute, and perform all Acts, Matters, and Things which the said Company are by the said recited Act or this Act authorized and empowered to do, save and except such only as are hereby expressly directed to be done by the Proprietors at large at any Meeting or Meetings of such Proprietors to be held as herein mentioned.

Committee of Management may contract for Purchase of Lands, &c.

LXII. And be it further enacted, That it shall be lawful for the said Committee of Management from Time to Time to nominate and appoint out of their own Body One or more Sub-Committee or Sub-Committees (every such Sub-Committee or Sub-Committees to consist of Three or more Persons), who shall have full Power and Authority to enter into and make any such Contracts or Agreements on behalf of the said Company of Proprietors, and to hire and employ any Agents, Workmen, or Servants in and about the said Undertaking, and do, execute, and perform all other Matters and Things whatsoever in and about the said Undertaking which the said Committee of Management are themselves herein-before authorized to do, or such of them as the said Committee of Management shall think proper to intrust to the Care and Management of any such Sub-Committee or Sub-Committees (save and except, nevertheless, the appointing of Collectors, Engineers, Superintendents, and other Principal Officers, and the making Calls for Money upon the Proprietors of the said Undertaking, all which shall be done by the said Committee of Management only as herein directed); and it shall also be lawful for the said Committee of Management, by an Order or Resolution for that Purpose, at any Time to break up and dissolve any such Sub-Committee or Sub-Committees, or to remove or displace any Member or Members thereof, and to appoint some other or others in his or their Place or Stead, when and so often as such Committee of Management shall think proper and expedient; and such Sub-Committee shall have full Power and Authority to meet from Time to Time and adjourn from Place to Place as they shall think proper and as Occasion shall require for effectuating the Purposes aforesaid; and all Powers and Authorities hereby vested, or which shall by the said

Committee of Management may appoint Sub-Committees.

Committee

Committee of Management be vested, in any such Sub-Committee within the Intent and Meaning of this Act, shall and may be exercised by the major Part of the Members present at their respective Meetings (the whole Number of Members present not being less than Three); and at all Meetings of such Sub-Committees respectively one of the Members present shall be appointed President or Chairman, and all Questions shall be decided by the Majority of Votes; and the President or Chairman shall, besides his own Vote, have the casting Vote in case of an equal Division, but no other Member shall have more than One Vote: Provided always, that every such Sub-Committee shall from Time to Time make Reports of their Proceedings to the Committee of Management, and shall at all Times be subject to the Examination and Control, and pay due Obedience to the Orders and Directions of the said Committee, in and about the Affairs and Business of the said Company.

Proceedings
and Accounts
of Committee
and Sub-
Committee.

LXIII. And be it further enacted, That the said Committee of Management, and also every Sub-Committee as aforesaid, shall at their respective Meetings enter or cause to be entered into Books, to be provided for that Purpose at the Expence of the said Company of Proprietors, a full and true Account of all Monies disbursed and Payments made by such Committee and Sub-Committees respectively, and by all and every Person and Persons employed by or under them, and of all Monies which shall be paid to or received by them respectively, for or on account of the said Company of Proprietors, and also a full and true Account and proper Notes and Minutes of every Contract, Bargain, and Agreement which shall be entered into by them respectively for or on behalf of the said Company of Proprietors, and of all and singular their respective Orders, Transactions, and Proceedings whatsoever in and about the Affairs and Business of the said Company; and all reasonable Expences to be incurred at or by the respective Meetings of the said Committee of Management, and of such Sub-Committees respectively as aforesaid, shall be paid and defrayed out of the Cash or Stock of the said Company of Proprietors; and such Committee of Management and Sub-Committees respectively shall and may from Time to Time draw for the Amount of such Expences respectively upon the Treasurer or Treasurers to the said Company, but no other Money shall be issued or paid by the said Treasurer or Treasurers for or on account of the said Company without an Order being made for that Purpose by the said Committee of Management at some such Meeting as aforesaid, or without a Draft or Order signed by Three or more of the Members of the said Committee of Management; and every such Book, and all other Books and Papers and Writings belonging to the said Company of Proprietors, shall at all reasonable Times be open to the Inspection of all the said Proprietors, (not being a Proprietor or Proprietors of or interested in any Share or Shares of any other Waterworks Company in the County of *Surrey*, and not being in any Manner in the Employment of any such Company,) who may take Copies thereof or Extracts therefrom without Fee or Reward.

Committee
empowered
to make
Calls.

LXIV. And be it further enacted, That the said Committee of Management shall also have full Power and Authority from Time to Time, at any Meeting of the said Committee to be held in pursuance of the Provisions of this Act, to make such Call or Calls for Money from the several Proprietors of the said new Shares in the said Undertaking, in
order

order to defray the Expences of carrying on the same, as they shall from Time to Time find wanting and necessary for those Purposes, so that no such Call shall exceed the Sum of Ten Pounds for or in respect of every such Share in the said Undertaking, and so that no such Calls shall be made except at a Distance of Three Months at least from each other, and so that Fourteen Days Notice at least shall be given of every such Call in some Newspaper or Newspapers published or usually circulated in the said County of *Surrey*, or otherwise, as the Committee of Management shall from Time to Time order and direct; all which Money so to be called for as aforesaid shall be paid into the Hands of the Treasurer or Treasurers of the said Company of Proprietors, to be issued, paid, and applied for carrying on the said Undertaking in such Manner as the said Committee of Management shall from Time to Time order and direct.

LXV. And be it further enacted, That the respective Persons who have subscribed or who shall or may hereafter subscribe any Money in respect of the said new Shares for and towards the said Undertaking, or shall be the Owner or Owners, Proprietor or Proprietors of any such new Share or Shares in the said Undertaking, shall and they are hereby respectively required to pay the Sum or Sums by them respectively subscribed, or which shall be due in respect of any of the said new Shares, or such Parts and Proportions thereof as shall from Time to Time be called for by the Committee of Management of the said Company for the Time being by virtue of the Powers and Directions of this Act, to such Person or Persons, at such Times and Places, and in such Manner as shall be directed by the said Committee; and in case any of such Subscribers, Owner or Owners, Proprietor or Proprietors, shall neglect or refuse to pay the same at the Time and Place and in manner so required for that Purpose, the said Company are hereby empowered to sue for and recover the same, with Interest after the Rate of Five Pounds *per Centum per Annum* from the Time appointed for Payment thereof, in any Court of Law or Equity.

Subscribers
to pay the
Calls upon
their Sub-
scriptions.

LXVI. And for the better enforcing the Payment of such Calls, be it further enacted, That if any Person or Persons upon whom any Call or Calls for Money shall or may hereafter be made under or by virtue of this Act for or in respect of any of the said new Shares in the said Undertaking shall neglect or refuse to pay his, her, or their rateable or proportionable Share or Shares of the said Money to be called for and raised by virtue of this Act for the Space of Thirty Days next ensuing any such Call, he, she, or they so neglecting or refusing shall forfeit and pay the Sum of Twenty Shillings for every Share he, she, or they shall have in the said Undertaking; and if such Person or Persons shall continue to neglect or refuse to pay his, her, or their rateable or proportionable Share or Shares of the said Money to be called for and raised as aforesaid for the Space of Three Calendar Months next after such Call or Calls shall have been appointed to be paid as aforesaid, then and in such Case it shall and may be lawful to and for the said Company, at some General or Special General Meeting to be held after such Neglect or Refusal, to declare all and every or any of the Share or Shares of such Person or Persons so neglecting or refusing as aforesaid to be forfeited, and from thenceforth the said Share or Shares so declared to be forfeited as afore-

Forenforcing
Payment of
Calls.

[Local.]

E e

said,

said, and all the Profit and Benefit thereof, and all Money advanced or paid in respect of such Share or Shares, shall lapse to and become vested in the said Company, their Successors and Assigns; and all such Share or Shares so forfeited shall be sold at a public Sale by the said Company for the most Money that can be got for the same, and the Monies arising from such Sale shall be applied for the general Purposes of the said recited Act and this Act: Provided always, that no Share or Shares of and in the said Undertaking shall be forfeited or vested in or shall accrue to the said Company until Notice in Writing thereof shall be given by the Secretary of the said Company to the Person or Persons, or to the Clerk or Clerks, or other head Officer or Officers of the Body or Bodies Politic, Corporate, or Collegiate in whose Name or Names such Share or Shares shall at the Time of giving such Notice stand registered in the Books of the said Company, or left at his, her, or their Dwelling House or usual or last known Place of Abode, Ten Days at the least previous to such Share or Shares vesting in or accruing to the said Company, provided that such Place or Places of Abode shall be known to the Secretary of the said Company of Proprietors; and in case the same shall be unknown to the Secretary of the said Company, such Notice shall be published in the *London Gazette* and such other public Newspaper or Newspapers as the said Committee shall order and direct, in which Notices respectively shall be contained a Statement and Account of how much Money is due from such Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, for his, her, or their Share or Shares in the said Undertaking; and that no such Share or Shares shall be forfeited to or vested in the said Company if the Owner or Owners of such Share or Shares shall pay what shall appear by such Statement to be due, together with legal Interest for the same, and the aforesaid Penalties for Nonpayment, and all Expences attending the Application for the same, within the Time specified in such Notice, any thing contained in this Act to the contrary thereof in anywise notwithstanding: Provided also, that every such Forfeiture, after the same shall be taken advantage of by the rest of the said Company as aforesaid, shall be an absolute Indemnification and Discharge to and for the Proprietor or Proprietors so forfeiting against all Actions, Suits, and Prosecutions for any Breach of Contract or Agreement between such Proprietor or Proprietors so forfeiting, and the rest of the said Company, with regard to the future carrying on and Management of the said Undertaking.

If Purchase Money of Shares shall be more than sufficient to pay the Arrears, surplus to be paid to Owner.

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

Persons to whom such Share or Shares shall have belonged immediately before such Forfeiture as aforesaid, in such Manner as if such Calls had been duly and regularly paid.

LXVIII. And be it further enacted, That in all Actions brought by the said Company against any Person or Persons who hath or have subscribed or who shall hereafter subscribe or advance any Money in respect of the said new Shares for or towards the said Undertaking, or against any Owner or Owners, Proprietor or Proprietors of any of such new Shares in the said Undertaking, to recover any Sum or Sums of Money due and payable to the said Company for or by reason of any Call or Calls made by virtue of this Act, it shall be sufficient for the said Company to declare and allege that the Defendant or Defendants, being an Owner or Owners, Proprietor or Proprietors of such and so many Share or Shares in the said Undertaking, is or are indebted to the said Company in such Sum or Sums of Money as the Call or Calls in arrear shall amount to, for such and so many Call or Calls of such and so many Sum or Sums of Money upon such or so many Share or Shares belonging to the Defendant or Defendants (as the Case may happen to be), whereby an Action hath accrued to the said Company by virtue of this Act, without setting forth the special Matter; and on the Trial of such Action it shall be only necessary to prove that the Defendant or Defendants, at the Time of making such Call or Calls, was or were an Owner or Owners, Proprietor or Proprietors of some new Share or Shares in the said Undertaking, and that such Call or Calls was or were in fact made, and that such Notice was given thereof as is directed by this Act, without proving the Appointment of such Committee, or any other Matter or Thing whatsoever, and the said Company shall thereupon be entitled to recover what shall appear due.

Proceedings
in Actions
for Calls.

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

Shares may
be sold.

‘ I in consideration of paid to me by
‘ do hereby bargain, sell, assign, and transfer to the said
‘ his Executors, Administrators, and Assigns, Share
‘ [or Shares] of the Undertaking called *Lambeth* Waterworks, being
‘ Number of the Shares in the said Undertaking, to
‘ hold to the said his Executors, Administrators, and
‘ Assigns, subject to the same Rules, Orders, and Restrictions, and on the
‘ same Conditions, that I held the same immediately before the Execution
‘ hereof; and I the said do hereby agree to accept and
‘ take the said Share [or Shares], subject to the same Rules, Orders,
‘ Restrictions, and Conditions. As witness our Hands and Seals the
‘ Day of ’

Form of
Transfer.

And on every such Sale the said Transfer, being executed by the Seller or Sellers and the Purchaser or Purchasers of such Share or Shares, shall be kept by the said Purchaser or Purchasers for his, her, or their Security, after

Conveyances
of Shares to
be registered.

after the Secretary to the said Company shall have registered in a proper Book or Books, to be provided by the said Company and kept for that Purpose, a Memorial of such Transfer and Sale for the Use of the said Company, and shall have testified or endorsed the Registry of such Memorial on the said Transfer, for which no more than Two Shillings and Sixpence shall be paid, and the said Secretary is hereby required to register such Memorial accordingly; and until such Memorial shall have been registered as above directed such Purchaser or Purchasers shall have no Part of the Profits of the said Undertaking, nor any Dividend on such Share or Shares paid unto him, her, or them, or any Vote on respect thereof, as a Proprietor or Proprietors of the said Undertaking.

No Shares shall be sold after a Call made till the Money is paid.

LXX. And be it further enacted, That after any Call of Money shall have been made by such Committee in respect of such new Shares as aforesaid no Person or Persons shall sell or transfer any of such Shares which he, she, or they shall possess in the said Undertaking, on pain of forfeiting his, her, or their respective Share or Shares therein to the said Company of Proprietors, in Trust for the Benefit of all the said Proprietors, unless he, she, or they at the Time of such Sale or Transfer shall have paid and discharged to the Treasurer of the said Company of Proprietors the whole and entire Sum of Money which shall have been called for upon each Share so sold or transferred, such Forfeiture nevertheless to be notified and declared at a General Assembly in manner before directed.

Acquisition of Shares by Marriage, &c.

LXXI. And be it further enacted, That before any Person or Persons who shall claim any Part or Share of the Profits of the said Undertaking in Right of Marriage shall be entitled to receive the same, or be entitled to vote in respect of any Share, an Affidavit containing a Copy of the Register of such Marriage shall be made and sworn to by some credible Person before a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, and shall be transmitted to the Secretary of the said Company, who shall file the same, and make an Entry thereof in the Book or Books which shall be kept by the said Secretary for the Entry of Transfers and Sales of Shares in the said Undertaking; and before any Person or Persons who shall claim any Part or Share of the Profits of the said Undertaking by virtue of any Bequest or Will, or under any Administration, shall be entitled to receive the same, or to vote in respect of any Share, the Will, or the Probate thereof, or the Letters of Administration, shall be produced and shown to the said Secretary, or a Copy of so much of such Will as shall relate to the Share or Shares of the Testator shall be made and sworn to by the Executor or Executors, Devisee or Legatee, Devisees or Legatees, before a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, and shall also be transmitted to the said Secretary, who shall file and enter the same in the Manner herein-before mentioned; and in all Cases other than as herein-before mentioned where the Right and Property in any Share or Shares in the said Undertaking shall pass from the original Proprietors thereof to any Person or Persons by any other legal Means than a Transfer or Conveyance thereof, an Affidavit shall be made and sworn to by some credible Person before a Master or a Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, stating the Manner in which such Share or Shares hath or have passed to such other Person

Person or Persons; and such Affidavit shall be transmitted to the Secretary of the said Company, who shall thereupon enter and register the Name or Names of such new Proprietor or Proprietors in the said Register Book or List of Proprietors in the said Undertaking; and that for each and every such Entries the said Secretary shall be entitled to receive the Sum of Two Shillings and Sixpence, and no more.

LXXII. And be it further enacted, That all and every the Shares and Proportions of all Bodies Politic, Corporate, and Collegiate, and all other Person and Persons, of and in the said Undertaking, or the Joint Stock Fund of the said Company, shall be deemed Personal Estate, and transmissible as such, and not of the Nature of Real Property.

LXXIII. And for the better securing to the several Subscribers towards the said Undertaking their respective Shares therein, be it further enacted, That the said Company of Proprietors or their Committee of Management shall, as soon as the same can or may be done, cause the Names and Additions of the several Persons who shall be entitled to any of the said old Shares or to any of the said new Shares in the said Undertaking, and the Number of such respective Shares to which they shall be respectively entitled, distinguishing the said old Shares from the said new Shares, and also the proper Number by which every such Share shall be distinguished, to be fairly and distinctly entered in a Register Book to be kept by the Secretary to the said Company of Proprietors, and after such Entry to cause the Common Seal of the said Company to be affixed thereto, which said Book shall from Time to Time be altered and corrected, and new Books from Time to Time shall be sealed with the said Common Seal, as the Change of Proprietors and Transfer of Shares shall render necessary or expedient; and the said Secretary shall also cause as many Tickets or Instruments to be prepared as there shall be Shares in the said Undertaking, bearing respectively the same Numbers as in the said Books, and the Common Seal of the said Company to be affixed to each of such Tickets or Instruments, and thereupon to cause to be delivered to every Subscriber towards the said Undertaking, upon Demand, a Ticket or Tickets specifying the Share or Shares to which he, she, or they is or are entitled in the said Undertaking, distinguishing which are the old Shares and which the new Shares; and every such Subscriber shall pay to the Secretary of the said Company Two Shillings and Sixpence, and no more, for every such Ticket or Instrument; and every such Ticket or Instrument shall be admitted as Evidence in all Courts whatsoever of the Title of such Subscriber, his, her, or their Executors, Administrators, Successors, and Assigns, to the Share therein specified; but the Want of any such Ticket or Instrument shall not hinder or prevent the Owner or Owners of any Share from selling or disposing thereof, or from receiving annually his, her, or their Share of the Profits of the said Undertaking in respect thereof.

LXXIV. And be it further enacted, That the Bodies Politic and Corporate, and all and every Person and Persons whose Name or Names shall at any Time hereafter stand in the said Register Book or List of the Proprietors of the said Company, either as a Proprietor or Proprietors of

[Local.]

Ff

One

Shares to be
Personal
Estate.

Names of
Proprietors,
and the Num-
ber of their
Shares, to be
entered in a
Book, and
Tickets for
such Shares to
be delivered to
the Subscri-
bers, which
shall be
Evidence of
their Title.

The Persons
whose Names
appear in the
Register
Book to be

deemed the Proprietors of the Shares standing in their Names, and answerable for Calls.

One or more of the said new Shares or One or more of the said old Shares in the said Undertaking, whether as original Subscribers, or as Successors, Executors, Administrators, or Assigns of original Subscribers, shall be deemed and taken to be Proprietors of the several Shares standing in the said Book in his, her, or their respective Name or Names; and such Proprietor or Proprietors of One or more of the said new Shares shall be subject and liable to the Payment of all and every Call and Calls made and to be made thereon, and to all Actions, Suits, Forfeitures, and Penalties to which the Proprietors of such new Shares in the said Undertaking are made subject and liable by this Act; and all Notices by this Act required to be given previous to the Forfeiture of such new Shares to the Proprietors thereof shall, if given to the Person or Persons appearing by the Register Book of the said Company to be such Proprietor or Proprietors, or their Representatives, be in all respects good, sufficient, and conclusive; and all Payments of Interest and Dividends due and to grow due on the said old Shares or on the said new Shares shall be made to such Persons as by the said Book of the said Company shall so appear to be Proprietors thereof respectively; and that no Assignment or Transfer of any of such new Shares, or other Instrument giving Title to any of such new Shares, which shall not have been brought to the said Secretary to be enrolled or registered as directed by this Act, shall be given or admitted as Evidence to defeat any Action or Suit brought or to be brought by the said Company of Proprietors to recover the said Calls on the said new Shares, or to entitle any Person or Persons to recover any of such Shares forfeited to the said Company of Proprietors; and no Assignment or Transfer of any of such old Shares or of any of such new Shares, or other Instrument giving Title to any of such Shares, which shall not have been brought to the said Secretary to be enrolled or registered as directed by this Act, shall be given or admitted as Evidence to make the said Company liable to the Payment of Interest or Dividends in respect of any of the said old Shares or in respect of any of the said new Shares to any other Person or Persons than such as appear upon the said Book to be Proprietors of the said Shares respectively, but that in all such Cases, unless where it shall be expressly proved that the said Book is defective by reason of some Neglect or Default of the said Secretary, the said Book shall be considered as sufficient and conclusive Evidence of the Right and Title in and to the said old Shares and in and to the said new Shares.

Justices may proceed by Summons for the Recovery of Penalties.

LXXV. And be it further enacted, That in all Cases in which any Penalty or Forfeiture is by the said recited Act or this Act made recoverable by Information before a Justice of the Peace, it shall be lawful for any Justice of the Peace to whom Complaint shall be made of any Offence against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint in a summary Way, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before such Justice; and all such Proceedings by Summons without Information shall be as good, valid, and effectual to all Intents and Purposes as if an Information in Writing had been exhibited.

LXXVI. And

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

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

LXXVII. And be it further enacted, That if any Person shall be summoned by any Justice of the Peace, or by any other Person having due Authority as a Witness to give Evidence touching any Matter or Thing relating to this Act, either on behalf of the Prosecution or on behalf of the Person accused, (which Summons every such Justice is hereby authorized and required to issue on Application being made to him for that Purpose,) and such Person shall refuse or neglect to appear at the Time and Place to be appointed for that Purpose after having been paid or tendered a reasonable Sum of Money for his or her Costs and Expences, without a sufficient Excuse being given for such Nonappearance, or appearing shall refuse or decline to be examined or to give Evidence touching the Matter in question, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds, to be recovered as any other Penalty or Forfeiture may by this Act be recovered.

Penalties on Persons not appearing or refusing to be examined as Witnesses.

LXXVIII. And be it further enacted, That all Fines, Penalties, and Forfeitures imposed by the said recited Act or this Act (the Manner of levying and recovering whereof is not hereby particularly directed) may, in case of Nonpayment thereof, be recovered in a summary Way before One or more Justice or Justices of the Peace of the said County, and be levied (as well as the Costs attending such Recovery) by Distress and Sale of the Goods and Chattels of the Offender or Offenders, or Person or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, who is and are hereby authorized to examine into and hear and determine in a summary Way all Complaints and Offences arising under the said recited Act and this Act according to the Provisions in that respect herein contained; and the Overplus (if any) of the Money so raised, after discharging the Fine, Penalty, or Forfeiture, and the Expences of recovering and levying the same, shall be rendered to the Owner or Owners of the Goods or Chattels so seized; and it shall be lawful for such Justice or Justices to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be made to such Warrants of Distress (unless the Offender or Offenders shall give Security to the Satisfaction of such Justice or Justices for his, her, or their Appearance before him or them on such Day as shall be appointed for the Return thereof, not being more than Seven Days from the taking of such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance); and if upon Return of such Warrant or Warrants, or if it shall appear to the Satisfaction of such Justice or Justices, either by the Confession of the Offender or Offenders or otherwise, that such Offender or Offenders hath or have not sufficient

Mode of Recovery of Fines and Forfeitures.

sufficient Goods and Chattels whereon such Fines, Penalties, or Forfeitures, Costs and Charges, may be levied, such Justice or Justices shall not be required to issue such Warrant of Distress, but thereupon it shall be lawful for any such Justice or Justices, and he and they is and are hereby authorized and required, by Warrant under his or their Hand and Seal or Hands and Seals, to commit such Offender or Offenders to the Common Gaol or House of Correction for the County of *Surrey* for any Time not exceeding Six Calendar Months, unless such Fines, Penalties, and Forfeitures, Costs, Charges, and Expences, shall be sooner paid; and (where the Application thereof is not otherwise directed) one Moiety of all such Penalties shall be paid to the Informer, and the other Moiety to the Overseers of the Poor of the Parish or Place wherein such Offence shall be committed, to be by them applied towards the Relief of the Poor thereof.

For securing
transient
Offenders.

LXXIX. And be it further enacted, That it shall be lawful for the said Company, or their Agents or Servants, and such other Person as they shall call to their Assistance, without any Warrant or other Authority than this Act, to seize and detain any Person or Persons (being unknown to the said Company, their Successors or Assigns, or their Agents or Servants,) who shall commit any Offence or Offences against this Act, and take him, her, or them before any Justice or Justices of the Peace for the said County of *Surrey*, to be dealt with according to the Provisions of this Act.

Form of
Conviction.

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

' *Surrey* } **B**E it remembered, That on the Day of
' to wit. } in the Year of our Lord is convicted before
' me one of His Majesty's Justices of the Peace
' for the County of *Surrey* [*here specify the Offence or Omission, and the*
' *Time and Place when and where committed, as the Case may be*]. Given
' under my Hand and Seal the Day and Year first above written.'

Proceedings
not to be
quashed for
Want of
Form.

LXXXI. And be it further enacted, That no Proceedings to be had touching the Conviction of any Offender against this Act, or any Order made, or Matter or Thing to be done or transacted, in or relating to the Execution of this Act, shall be vacated or quashed for Want of Form only, or removed by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*.

Distress not
unlawful for
Want of
Form.

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

LXXXIII. And

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

Plaintiff not to recover after Tender of Amends.

LXXXIV. And be it further enacted, That the Costs, Charges, and Expences of obtaining and passing this Act, and all other Costs, Charges, and Expences relating to or concerning the same, or in any Manner incident thereto, shall be borne and defrayed by the said Company out of the Money already received, or out of the first Money to be received by virtue of the said recited Act or this Act, or either of them, in preference to all other Payments whatsoever.

For paying Expences of this Act.

LXXXV. And be it further enacted, That in all Cases wherein it may be necessary or requisite for any Person or Persons, or Party or Parties, to serve any Notice or Notices, Writ or Writs, or other legal Proceedings in Law or Equity upon the said Company of Proprietors, the Service upon the Secretary of the said Company, or left at the Office or usual Place of Abode of such Secretary, shall be deemed good and sufficient Service of the same respectively on the said Company.

Declaring what shall be good Service of Notices on the Company.

LXXXVI. And be it further enacted, That from and after the Expiration of Four Years from the passing of this Act it shall not be lawful for the said Company of Proprietors of *Lambeth* Waterworks to supply any House or Houses situate and being within the Limits of the said recited Act and this Act with any Water from the River *Thames* without having previously effectually purified the same by means of Filtration.

Water not to be supplied until previously filtered.

LXXXVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to interfere with, alter, lessen, or in any manner affect the Rights, Powers, and Authorities heretofore given or granted to or vested in any Commissioners, Trustees, or other Persons having the Superintendence, Controul, or Management of any Sewers, or of any Street, Road, Highway, Bridge, or public Place, or of any Pavement, Ground, or Soil of or in any Street, Road, Highway, Bridge, or public Place: Provided also, that nothing in this Act or in any Act or Acts of Parliament contained shall prevent or be construed to prevent the said Company of Proprietors from breaking or taking up any Street, Road, Highway, Bridge, or public Place within the Powers and Limits of the said recited Act, for the Purpose of repairing any Mains or Pipes in case of any Accident or Damage suddenly happening to any such

Saving of Rights.

Nothing herein to prevent the Repairs of Mains or Pipes.

[*Local.*]

G g.

Mains

Mains or Pipes, they the said Company of Proprietors giving Notice in Writing to the Surveyor or Clerk of the Trust or Commission in which any such Street, Road, Highway, Bridge, or public Place shall be situated, within Forty-eight Hours after any such Street, Road, Highway, Bridge, or public Place shall have been so broken or taken up as aforesaid, such Notice to be left for him at his Dwelling House or Office; and provided also, that nothing in any Act or Acts of Parliament contained shall prevent or be construed to prevent the said Company of Proprietors from breaking or taking up any Street, Road, Highway, Bridge, or public Place within the Powers and Limits of the said recited Act for the Purpose of laying down or altering any Mains or Pipes, they the said Company of Proprietors giving Three Days previous Notice to such Surveyor or Clerk in manner aforesaid; but no such Street, Road, Highway, Bridge, or public Place shall be so broken or taken up for the Purpose last aforesaid during the Months of *December, January, and February* in any Year.

Saving of
Rights under
Metropolis
Paving Act.

LXXXVIII. Provided also, and be it further enacted, That nothing contained in this Act or the said recited Act shall abrogate, lessen, or abridge, or be held to abrogate, lessen, or abridge, an Act of the Fifty-seventh Year of the Reign of His Majesty King *George the Third*, intituled *An Act for better paving, improving, and regulating the Streets of the Metropolis, and removing and preventing Nuisances and Obstructions therein*, or any of the Powers, Fines, Forfeitures, Penalties, Restrictions, and Enactments therein contained, but the same respectively shall remain and be in full Force as if this Act had not been passed.

Act to be
deemed a
Public Act.

LXXXIX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE,
Printers to the King's most Excellent Majesty. 1834.