



ANNO QUINTO & SEXTO

GULIELMI IV. REGIS.

Cap. lxxx.

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

[21st July 1835.]

WHEREAS the Town of *Paisley* and Suburbs thereof and Places adjacent in the County of *Renfrew* are at present very scantily supplied with pure Water: And whereas it is essential to the Comfort of the Inhabitants of the said Town, Suburbs, and Places adjacent that they should have a constant and abundant Supply of pure and wholesome Water, and the several Persons herein-after named, and others, are willing, on their own Costs and Expences, to procure and supply the same; but the said Object cannot be accomplished without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *John Orr, James Kerr, William Kerr, William Brown, William Reid, Robert Farquharson, Peter Brough, Alexander Fullarton, David Bain, John Scott, John Stewart, and Archibald Campbell Holmes*, together with such other Persons and Bodies Politic or Corporate as shall at any Time hereafter be possessed of One or more Share or Shares of the Capital Stock after mentioned of the said Undertaking, and their respective Successors, Executors, and Assigns, shall be and they are hereby united into a Company for supplying the foresaid Town of *Paisley* and the Suburbs thereof, and other Places adjacent thereto, with Water, and shall for that Purpose

Proprietors
incorporated.

[Local.]

be One Body Politic and Corporate by the Name of "The *Paisley* Water Company," and by that Name shall have perpetual Succession and a Common Seal, and shall and may sue and be sued, and shall also have full Power from Time to Time and at all Times after the passing of this Act to purchase and hold Lands, Tenements, Rights of Servitude, and other Heritages, to them and their Successors, for the Use of the said Undertaking, but for no other Use or Purpose, and also to resell and dispose of such Lands and other Heritages, and to convey the same to the Purchasers thereof.

Company
may enter
upon Lands,
and con-
struct Reser-
voirs and
other Works.

II. And be it further enacted, That it shall and may be lawful for the said Company, and they are hereby authorized and empowered, by themselves, and their Deputies, Servants, Agents, Surveyors, and Workmen, to enter into and upon the Lands and Grounds, Houses, Buildings, public Works, and other Properties of or belonging to any Person or Persons whatsoever, and to survey and take Levels of the same or any Part thereof, and to set out and appropriate for the Purposes of this Act such Parts thereof as they shall think necessary and proper for supplying the said Town and Suburbs thereof, and Places adjacent thereto, with Water; and to make, construct, and maintain a Reservoir or Reservoirs at any Place or Places upon such Lands and Grounds, or the Lands and Grounds on which such Houses, Buildings, and public Works are situate, and to erect on such Lands such Houses and Buildings as may be thought necessary for the Accommodation of the Servants of the said Company; and also to take and appropriate the Reservoirs or Dams (together with the Feeders thereof) already erected upon the Lands of *Thornlie*, belonging to *John Wilson* Esquire of *Thornlie*, and the Lands of *Glen*, belonging to the Heirs of the late *Robert Barclay* Esquire of *Glen*, both situate in the Abbey Parish of *Paisley* and County aforesaid, and to enlarge and maintain the same; and to take and use, for supplying and filling the said Reservoir or Reservoirs so to be constructed, the Waters of all Streams, Burns, Rivulets, and Springs situate in the Parishes of *Neilston* and Abbey of *Paisley* and County aforesaid, delineated on the Map or Plan after mentioned, together with the whole Spring and Drainage Water to be collected from the Lands of *Fereneze*, the high Grounds known by the Name of *Gleniffer Braes*, and from all or any of the other Lands contiguous to or below the said Lands and high Grounds, by means of catch-water Drains, Aqueducts, or otherwise; and also to make such Cuts, Drains, Aqueducts, and Works, either open or covered, as shall seem expedient to the said Company for connecting together the said Reservoirs and other Works, and all such Embankments, Mounds, Cuts, Trenches, Tunnels, Bridges, Canals, or Conduits, Aqueducts, Tanks, Filters, Sluices, and other Works, in or along the foresaid Lands, and the Highways, Roads, and other Places within the foresaid several Parishes, and the High Church, Low Church, and Middle Church Parishes of *Paisley* in the County aforesaid, as shall be thought necessary for conveying the Water to be collected as aforesaid to all or any of the said Reservoirs, and from all or any of the said Reservoirs to the Town of *Paisley*, and depositing or storing the same there for Distribution; and to take and acquire the Lands, Grounds, and Premises necessary for the Formation of such Reservoirs, catch-water Drains, Conduits, Aqueducts, and other Works, and for making the necessary Roads and Footpaths to and around the same, and for inclosing, cleaning, repairing, improving, and enlarging the said Works, and for the

Accommodation of the Servants of the said Company, or other Persons to be entrusted with the Charge of the said Works; and, when needful, to clean, alter, repair, maintain, enlarge, and improve all or any of the said Reservoirs, catch-water Drains, Conduits, Aqueducts, and other Works; and also to loose, dig, cut, trench, sough, get, remove, take and carry away and lay Earth, Clay, Stone, Rubbish, Beds of Gravel or Sand, or other Soil or Minerals, and all that shall happen to be growing on said Lands or Heritages, for making the said Reservoirs, Aqueducts, Conduits, and other Works, which may be got in carrying on the said Works, or out of the Lands of any Person adjoining any Part of the said Works, which the said Company are hereby empowered to enter for the Purpose of getting such Materials, and to make such Roads as may be requisite for removing the same, and also to place, lay, and work the same; and the said Company are authorized to obtain Access to the Lands and Grounds upon, in, or through which the said Reservoirs, Drains, Aqueducts, Conduits, or other Works shall be formed, by the Gates or other Modes of Entry thereto, at all reasonable Times during the Day, not earlier than Six o'Clock in the Morning nor later than Sunset, the said Company doing as little Damage as may be in the Execution of the several Powers hereby granted, and making Satisfaction in manner herein-after mentioned to the Owners and Occupiers of and other Persons interested in any such Lands or other Heritages or Subjects which shall be taken, used, removed, or prejudiced, for the Value of the Lands and other Heritages so to be taken, and for all actual Damage to be by them sustained in or by the Execution of all or any of the Purposes of this Act.

III. Provided always, and be it enacted, That the said Company shall give One Month's Notice of their Intention to take or use such Lands, Grounds, or other Heritages to the Owners or Occupiers thereof, or their known Factors or Agents, before taking the same; And provided further, that no Surveyor or other Person acting under the Authority of this Act shall begin to dig, gather, or carry away any Materials for the Purposes aforesaid out of or from any inclosed Land, other than the Lands and Grounds to be taken and acquired by the said Company as aforesaid, until Notice in Writing, signed by the said Surveyor or other Person, shall have been first given to the Owner or his known Agent, or to the Occupier of the Land from which such Materials are intended to be taken, or left at such Owner or Occupier's usual Place of Residence, to appear before any Two Justices of the Peace acting for the County of *Renfrew*, at any Time not sooner than Three Days after the giving such Notice, to show Cause why such Materials should not be had therefrom; and in case such Owner, Occupier, or Agent shall not attend pursuant to such Notice, or attending shall not show sufficient Cause to the contrary, such Justices shall, if they think proper, authorize such Surveyor or other Person to dig, get, gather, take, and carry away such Materials at such Time or Times as to such Surveyor or to such Justices shall seem proper: Provided always, that such Justices shall, before giving any such Authority, settle and fix the Rate at which such Materials shall be paid for; and if such Owner or Occupier shall neglect or refuse to attend, by himself or his Agent, such Justices shall and may make such Order thereon as they shall think fit, as fully and effectually to all Intents and Purposes as if such Owner or Occupier or his Agent had attended; and the Order of such Justices shall be final and conclusive to and upon all Parties.

Notice to be given of the Intention to take Lands.

IV. Pro.

Regulating
the Ascent to
Bridges.

IV. Provided always, and be it enacted, That where it may be necessary to erect or build any Bridge across any of the Works hereby authorized for connecting any public Road, the Ascent to such Bridge or Bridges shall not be more than One Foot in Twenty; and a good and sufficient Fence shall be made on each Side of every such Bridge, which Fence shall not be less than Four Feet above the Surface of such Bridges.

Plan de-
posited with
the Clerk of
the Peace to
remain there
and be
open to
Inspection.

V. And whereas a Map or Plan of the Reservoirs, catch-water Drains, Aqueducts, Conduits, and other Works proposed to be constructed by the said Company, and of the Lands and Grounds on and through which the same are to be situate or carried, and of the Streams intended to be taken, used, and diverted for the Purposes foresaid, together with a Book of Reference containing Lists of the Names of the Owners and Occupiers of the Lands, Grounds, and Places on, under, along, or through which it is intended to form and carry such Reservoirs, Conduits, Aqueducts, Drains, and other Works, have been deposited with the Clerk of the Peace for the County of *Renfrew*; be it enacted, That the said Map or Plan and Book of Reference shall remain in the Custody of such Clerk of the Peace, to the end that all Persons may at all seasonable Times have Liberty to inspect and peruse the same, and obtain Copies or Extracts thereof, paying to such Clerk the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every Hundred Words of such Copies or Extracts; and it shall not be in the Power of the said Company, in forming the Works hereby authorized, to deviate more than Two hundred Yards from the Sites or Lines described in such Map or Plan respectively, without the Consent in Writing of the Owner and Occupiers of the Lands or other Heritages on or through or into which such Deviation is to be made being first had and obtained thereto.

Company not
to deviate
more than
Two hundred
Yards from
Plan.

Misnomers
not to prevent
Proceedings.

VI. Provided always, and be it enacted, That if any Lands, Grounds, Houses, Tenements, Rivulets, Streams, Springs, or other Heritages required for the Purposes of this Act, or the Persons to whom they belong or by whom they are occupied, shall happen to be omitted, misnamed, or improperly described in the said Book of Reference, such Omission, Misnomer, or inaccurate Description shall not retard the Execution of this Act, but the same shall and may be taken and used for the Purposes of this Act in such and the same Manner in all respects as if the Owners and Occupiers thereof had been therein properly named and described, in case it shall appear to any Two or more Justices of the Peace for the County of *Renfrew*, and be certified in Writing under their Hand, that such Misnomer, Omission, or inaccurate Description proceeded from Mistake.

Company
may acquire
Lands,
Streams, and
Heritages.

VII. And be it enacted, That it shall and may be lawful to and for the said Company and they are hereby empowered, as often as it may be necessary, to contract, agree for, and purchase all such Lands, Grounds, Houses, Tenements, Rivulets, or Streams of Water, Springs, Drainage Water, or other Heritages, as they may consider requisite for the making and constructing, and supplying and filling, the necessary Reservoirs, Tanks, Filters, Wells, and Cisterns, Cuts, catch-water Drains, Conduits, Tunnels, and Aqueducts, and for making Bridges and Roads, and laying Pipes, or for obtaining sufficient Access to and along the said Reservoirs, Aqueducts, Conduits, and other Works, and inclosing and fencing such Reservoirs and other Works, and for the further Extension and Improve-
ment

ment of the said Works when deemed expedient, or for any other of the Purposes of this Act, and such Privileges and Servitudes in and affecting such Lands, Houses, Streams, Springs, or other Heritages, as may be necessary for the Purposes aforesaid, and that with and from any Body Politic, Corporate, or Collegiate, Heirs of Entail in Possession, Life-renters, Tenants for Life, Fiars, Trustees, Executors, Husbands or Married Women, Tutors or Curators for Minors, or for fatuous and furious Persons, and Persons under any legal Incapacity whatever, not only for and in behalf of themselves, their Heirs and Successors, but also for and on behalf of the respective Persons interested, whether Infants, Minors, Substitutes of Entail, Issue unborn, fatuous or furious Persons, Married Women or others, who are or shall be seised, possessed of, or interested in their own Right, or with and from any other Persons whomsoever, for the Purposes of this Act; and it shall and may be lawful to all such Bodies Politic, Corporate, or Collegiate, Trustees, Heirs of Entail in Possession, Tutors and Curators for Infants, Minors, Idiots, fatuous or furious Persons, or for Persons absent from *Scotland*, or others, and to and for all other Persons whomsoever under any other Disability or Incapacity, who are or shall be seised, possessed of, interested in, or entitled to any of the Lands, Grounds, Houses, Tenements, Rivulets, or Streams of Water, Springs, Privileges, and Servitudes, or other Heritages required for the Purposes of this Act, or any Part or Portion thereof or Interest therein, and all such Bodies, Trustees, and other Persons aforesaid are hereby required, to sell and convey the same to the said Company, or otherwise to agree with them for the Use and Possession thereof for the Purposes aforesaid, and that either in Perpetuity or for a limited Period; and all Contracts, Agreements, Sales, and Conveyances made, entered into, or executed in respect of such Lands, Grounds, Houses, Tenements, Rivulets, or Streams of Water, Springs, Drainage Water, Privileges, and Servitudes, or other Heritages, hereby authorized to be purchased, shall be valid and effectual in Law to all Intents and Purposes, any Law or Statute to the contrary notwithstanding; and all Persons whomsoever so conveying as aforesaid are hereby indemnified for what they shall respectively do in virtue or in pursuance of this Act; and such Contracts, Agreements, Sales, and Conveyances as shall be made of or for any Lands, Tenements, Houses, Rivulets, Streams, Springs, Drainage Water, Privileges, and Rights of Servitude, or other Heritages, with or to the said Company, may be lawfully and effectually made in the Form or to the Effect following; *widelicet*,

‘ I *A. B.* of _____ in consideration of the Sum of _____
 ‘ _____ paid to me [or in consideration of the annual _____
 ‘ Rent to be hereafter yielded and paid to me by yearly or half-yearly _____
 ‘ Payments, or other Consideration, as may be agreed upon,] by the _____
 ‘ *Paisley* Water Company, do hereby sell, dispone, and convey to the _____
 ‘ said Company all and whole [describing the Subjects to be conveyed], and _____
 ‘ all Right, Title, and Interest in the same competent to me and my _____
 ‘ Heirs [or to the Heirs of Entail in my Estate, as may be,] to hold to _____
 ‘ the said Company and their Successors for ever, by virtue of an Act _____
 ‘ passed in the _____ Year of the Reign of His Majesty King *William*
 ‘ the Fourth, intituled [here insert the Title of this Act and a Testing _____
 ‘ Clause, according to the Form of the Law of *Scotlana*].’

Form of
 Conveyance
 of Land, &c.

[Local.]

27 X.

Which

Which said Conveyance, being registered in the General Register of Sasines for *Scotland*, or in the particular Register of Sasines of the District in which the Premises conveyed shall be situate, and which the respective Keepers of these Registers are hereby authorized and required to record, shall receive the same Effect, and be as valid and effectual to all Intents and Purposes, as if a formal Disposition had been executed and followed by Charter and Sasine duly recorded, according to the Form of the Law of *Scotland*, any Law or Custom to the contrary notwithstanding; and the Originals of all such Conveyances shall be kept by the Clerk to the said Company, who, and the respective Keepers of the said Register of Sasines wherein the same shall be registered, shall from Time to Time, when requested, deliver attested Copies thereof to any Person or Persons requiring the same, upon receiving Sixpence for every Hundred Words of such attested Copy, and so in proportion for any less Number of Words; or it shall be competent to the said Company to cause the said Deeds to be recorded for Preservation, either in the Books of Council and Session, or in the Sheriff Court Books of the foresaid County of *Renfrew*, the Keepers of the said Books respectively being hereby authorized and required to record the same, and to give out Extracts thereof; which Extracts shall bear equal Faith in Judgment with the said original Deeds thus to be recorded, according to the Provisions of the Law of *Scotland* made in regard to the Registration of Deeds for Preservation.

Satisfaction
to be made.

VIII. And be it further enacted, That the said Company shall make or tender Satisfaction to the Owners and Occupiers and Persons interested in any Waters, Lands, Grounds, Tenements, or Heritages which shall be required for any of the Purposes of this Act before they shall in anywise take possession of or make use of the same, and also for any other Lands, Grounds, Tenements, or Heritages which shall be damaged in the Execution or by virtue of any of the Powers aforesaid, for the Lands, Grounds, Tenements, and Heritages so to be taken, used, or damaged; and the said Company and all such Persons are hereby empowered, if they shall think fit, to enter into Arbitration for the Purpose of ascertaining the Amount of such Satisfaction.

In case of
Disagree-
ment as to
Price.

IX. And be it further enacted, That in case the Price or Value to be paid for any Lands or Heritages taken or used for the Purposes of this Act, or the Recompence to be given for Damage caused to the same, cannot be settled, adjusted, and agreed upon by and between the said Company or their Agents and the Proprietors or Occupiers of and Persons interested in the said Lands and Heritages, or if any such Proprietors or Occupiers of or Persons interested in such Lands or other Heritages shall, for the Space of Twenty Days after Notice in Writing given to any of the principal Officers of any Bodies Politic, Corporate, or Collegiate, or to the Proprietors or Persons interested as aforesaid, or left at the last or usual Place or Places of their Abode, or with the Tenants or Occupiers, or any of them, of such Lands or Heritages, neglect or refuse to treat or shall not agree with the said Company, or by reason of Absence shall be prevented from treating, or through Disability cannot treat for themselves, or make such Agreement as shall be convenient for promoting the said Undertaking, or shall not produce and evince a clear Title to the Premises in dispute, or to the Interest which they claim therein,

to the Satisfaction of the said Company, or if the said Company shall for the Space of Twenty Days after Notice in Writing given to their Clerk or Treasurer for the Time being by any Proprietor or Occupier of or Person interested in any Lands or Heritages taken or used for the Purposes of this Act, neglect or refuse to treat with such Proprietor or Occupier or other Person, or cannot agree with him, then and in every such Case the said Company, or the said Proprietor or Occupier, or other Person interested in or entitled to such Lands or Heritages, shall be and they are hereby respectively empowered to make Application in Writing to the Sheriff Depute or Substitute of the County of *Renfrew* for the Purpose of having such Price or Value or Recompence ascertained by the Verdict of a Jury; and the said Sheriff Depute or Substitute is thereupon required to summon an Assize of Persons, in the Manner in which Juries are in use to be summoned in *Scotland*, to meet at such Times and Places as such Sheriff Depute or Substitute shall think fit to appoint, not being less than Twenty Days after such Application being made, of whom the said Sheriff Depute or Substitute shall impanel a Jury of Fifteen Persons, all Parties concerned having their lawful Challenges or Exceptions against any of the said Jurymen; and the said Sheriff Depute or Substitute is hereby empowered and required to summon and call before him all Persons who shall be thought necessary by either Party to be examined as Witnesses touching the Matter in question by or before such Jury; and the said Sheriff Depute or Substitute may order and authorize the said Jury, or any Eight or more of them, to view the Place or Places or Premises in controversy; and the said Jury upon their Oaths (which Oaths, as well as the Oaths to such Persons as shall be called upon to give Evidence, the said Sheriff Depute or Substitute is hereby empowered to administer,) shall inquire of, assess, and fix by their Verdict the Sum of Money to be paid for such Lands or Heritages, or the Recompence to be given for the Damages that may be sustained as aforesaid; and the said Sheriff Depute or Substitute shall give Judgment for such Purchase Monies or Recompence assessed by such Juries; which said Verdict and the Judgment thereupon shall be signed by the said Sheriff Depute or Substitute, and shall be binding and conclusive to all Intents and Purposes upon and against all Bodies and Persons whomsoever, without being subject to Reduction, Advocation, or Suspension, or to any Question or Review in any way whatsoever; and if such Sheriff Depute or Substitute shall make default in the Premises he shall for every such Offence forfeit and pay any Sum not exceeding Fifty Pounds; and if any Person so summoned and returned as aforesaid upon such Jury shall not appear, or appearing shall refuse to give in his Verdict, or in any other Manner wilfully neglect his Duty, contrary to the true Intent and Meaning of this Act, or if any Person so summoned to give Evidence shall not appear, or appearing shall, after having been paid or tendered a reasonable Sum, to be fixed by the said Sheriff Depute or Substitute, for his Costs, Charges, and Expences, refuse to be sworn and examined or to give Evidence, every Person so offending, and offering no reasonable Excuse to the Satisfaction of the said Sheriff Depute or Substitute, shall for every such Offence forfeit and pay any Sum, to be fixed by the said Sheriff Depute or Substitute, not exceeding Twenty Pounds.

X. And be it further enacted, That the said Juries respectively shall, if required by the said Company, award the Value of Lands or Heritages separately

Juries to distinguish between

Value and Damages.

separately and distinctly from the Consideration for any other Damages sustained or to be sustained by any Person in consequence of the Execution of any of the Powers of this Act, and shall distinguish the Value set upon the Lands and other Heritages and the Money assessed or adjudged for such Damages.

Verdicts to be recorded.

XI. And be it further enacted, That the Verdicts of the Juries, and the Judgments of the said Sheriff Depute or Substitute thereon, shall be kept by the Sheriff Clerk of the County of *Renfrew*, and shall be deemed Records to all Intents and Purposes, and the same or true Copies thereof shall be allowed to be good Evidence in all Courts whatsoever; and all Persons shall have Liberty to inspect the same, paying for each Inspection the Sum of One Shilling and no more, and to take Copies thereof or Extracts therefrom, paying for every Copy or Extract after the Rate of Sixpence for every Hundred Words.

Expences of Juries how to be paid.

XII. And be it further enacted, That in every Case in which the Verdict of a Jury shall be given for the same or a greater Sum than shall have been previously offered by the said Company for the Purchase of any Lands or Heritages to be used or taken by them for the Purposes of this Act, or as Compensation or Satisfaction for any Damage or Loss which may happen or arise in the Execution of any of the Powers hereby granted, all the Costs of summoning such Jury, and the Expences of Witnesses, and other Expences necessarily attending such Trial, shall be defrayed by the said Company, and such Costs and Expences shall be settled and determined by the said Sheriff or Sheriff Substitute; and in case such Costs and Expences shall not be paid to the Party entitled to receive the same within Fourteen Days after the same shall have been demanded, then the same shall and may be levied and recovered by Distress and Sale of any Goods or Chattels of the said Company, unless the Treasurer of the said Company shall pay such Costs and Expences out of any Monies received by him by virtue of this Act (and which he is hereby authorized to do), under a Warrant to be issued for that Purpose by any Justice of the Peace for the County of *Renfrew* not interested in the Matter in question, which Warrant such Justice is hereby authorized and required to issue under his Hand on Application made to him for that Purpose by any Party entitled to receive such Costs and Expences; but if the Verdict of the Jury shall be given for a less Sum than shall have been previously offered by the said Company, One Half of the said Costs and Expences shall be defrayed by the Party with whom the said Company shall have such Controversy or Dispute, and the Remainder shall be defrayed by the said Company; and the other Half of such Costs and Expences, having been ascertained and settled in manner herein-before mentioned, shall and may be deducted out of the Money adjudged to be paid to such Party as aforesaid as so much Money advanced to and for his Use, and the Payment or Tender of the Remainder of the Money so adjudged shall be deemed and taken to all Intents and Purposes to be a good Payment or Tender in satisfaction of the whole thereof: Provided always, that in Cases in which, by reason of Absence in Foreign Parts, or from any other Cause or Disability not herein-before provided for, any Person shall have been prevented from treating and agreeing as aforesaid, the whole of such Charges and Expences shall be borne and paid by the said Company.

XIII. And

XIII. And be it further enacted, That every Person making Application for such Jury shall enter into a Bond, with sufficient Sureties, to the Clerk or Treasurer for the Time being of the said Company, in the Penalty of One hundred Pounds, or in such other Penalty as the Sheriff of the said County shall appoint, not exceeding the Sum of One hundred Pounds, to prosecute such his Application, and to bear and pay his Proportion of the Costs and Expences of summoning such Jury and taking such Inquest, and other Expences necessarily attending the Trial of such Question in dispute, in the Proportion and Manner herein-before mentioned: Provided always, that the said Sheriff Depute or Substitute shall not receive or take notice of any Application to be made by any Person whomsoever for any Damage or Injury by him sustained or supposed to be sustained in consequence of the Execution of any of the Powers of this Act, unless Notice in Writing hath been given in relation thereto by or on behalf of such Person to the said Company or to their Clerk within the Space of Six Calendar Months next after the Time such supposed Injury or Damage shall have been sustained, or the doing or committing thereof shall have ceased.

Persons desiring a Jury to give Security.

XIV. And be it further enacted, That every such Jury and Juryman as aforesaid shall be under and subject to the same Regulations, Pains, and Penalties as if such Jury or Juryman had been returned to pass upon any Justiciary Trial in *Scotland*; and all and every Person who, in any Examination to be taken in virtue of this Act, shall wilfully and corruptly give false Evidence before any such Jury as aforesaid, shall and may be prosecuted for the same, and upon Conviction thereof shall be subject to such Punishments and Disqualifications as any Person can or may be subject to for wilful and corrupt Perjury by the Laws or Statutes of that Part of the United Kingdom called *Scotland*.

As to Jurymen.

Persons giving false Evidence to be prosecuted.

XV. And be it further enacted, That upon Payment or legal Tender of such Sum or Sums of Money as shall have been contracted or agreed for between the Parties, or assessed for by a Jury, for the Purchase of any Lands or Heritages to be taken for the Purposes of this Act, or as a Compensation for Damages, as herein-before mentioned, within One Calendar Month after the same shall have been contracted, agreed for, or assessed as aforesaid, to the Proprietor of such Lands or Premises, or to such other Person as shall be interested therein, or entitled to receive such Money or Compensation respectively, or if the Person so entitled or interested shall not be able to deliver a good Title thereto to the Satisfaction of the said Company, or cannot be found, or shall refuse to receive the said Price or Compensation, or execute such Conveyance, then upon the Payment of the said Sum or Sums of Money, within One Calendar Month after the same shall have been contracted for or assessed as aforesaid, into the Bank of *Scotland*, the Royal Bank of *Scotland*, or the *British* Linen Company, or National Bank of *Scotland*, as the Case may be, for the Use of such Person so interested and entitled as aforesaid, then and in all or any of the said Cases, as often as the same shall happen, it shall be lawful for the Company immediately to enter, or if they have entered to continue, upon such Lands or Heritages, together with the yearly Profits thereof; and all the Estate, Use, Trust, and Interest of any Person therein shall from thenceforth be vested in and become the sole Property of the said Company and their Successors, to and for the Purposes of this Act,

Upon legal Tender of Money agreed for or assessed, Works not to be impeded.

for ever; and such Payment, Tender, or Deposit shall not only bar all Right, Title, Claim, Interest, and Demand of the Person entitled to or interested in such Lands or other Heritages, but shall also extend to and be deemed and construed to bar the Courtesy of the Husband, and the Terce of the Wife of every such Person, and all Right, Title, and Interest of every other Person whomsoever therein: Provided nevertheless, that before such Payment, Tender, or Deposit aforesaid shall have been made as aforesaid it shall not be lawful for the said Company or any Person acting under their Authority to dig or cut the Lands or Grounds of the Persons entitled to such Payment, for the Purpose of making the said Works, without the Consent in Writing of such Persons respectively.

Application
of Compensation Money
when exceeding 200*l.*

XVI. And be it further enacted, That if any Monies shall be agreed to be paid for any Lands or Heritages purchased, taken, or used for the Purposes of this Act, which shall belong to any Corporation, Married Woman, Infant, Lunatic, or Person under any other Disability or Incapacity, or as a Recompence for Damages caused thereby, such Money 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 *Scotland*, or Royal Bank of *Scotland*, or the *British* Linen Company, or National Bank of *Scotland*, and without Fee or Reward, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the Court of Session, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person who would have been entitled to the Rents and Profits of the said Lands or Heritages, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands or Heritages, or affecting other Lands or Heritages standing settled therewith to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands or Heritages, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands or Heritages which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime and until such Purchases shall be made the Interest or annual Produce of such Money shall from Time to Time be paid, by Order of the said Court, to the Person who would for the Time being have been entitled to the Rents and Profits of the Lands and Heritages so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application
where less
than 200*l.*
and not less
than 20*l.*

XVII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands or Heritages purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person 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 all such Cases the same shall (at the Option of the Person for the Time being entitled to the Rents and Profits

Profits of the Lands or Heritages so purchased, taken, or used, or of his Guardian or Guardians in case of Infancy or Lunacy, to be signified in Writing under their respective Hands,) be paid into one of the said Banks, and shall be ordered to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person making such Option, and approved of by the said Company, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties,) in order that such Principal Money and the Interest arising thereon may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court.

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

Application where less than 20l.

XIX. And be it further enacted, That in case the Persons to whom any Sum or ~~Sum~~ Money shall be awarded as aforesaid shall refuse to accept the same, or shall not be able to make good a Title to the Premises to the Satisfaction of the said Company, or in case the Person to whom any such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person entitled to such Lands or Heritages be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Company to pay the Sum or Sums of Money so awarded as aforesaid into the Bank of *Scotland*, or Royal Bank of *Scotland*, or *British* Linen Company, or National Bank of *Scotland* respectively, as the Case may be, to the Credit of the Parties interested in the said Lands or Heritages, (describing them if they are known, and if they are not known, then generally to the Credit of the Parties interested in the said Lands or Heritages, without any Description of them,) subject to the Order, Control, and Disposition of the said Court of Session; which said Court or either of the Divisions thereof, on the Application of any Person making claim to such Sum or Sums of Money or any Part thereof by Petition, shall be and are hereby empowered, in a summary Way of proceeding or otherwise, as to the said Court shall seem meet, to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *Scotland*, or Royal Bank of *Scotland*, or *British* Linen Company, or National Bank of *Scotland* respectively, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for the same, mentioning and specifying for what and for whose Use the same is or are received, to such Person as shall pay any such Sum or Sums of Money into such Bank or Banks as aforesaid.

In case of not making out Titles, the Price or Compensation to be deposited.

XX. And

Where Questions arise touching the Title to any Money.

XX. And be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into any such Bank as aforesaid, in pursuance of this Act, for the Purchase of any Lands or Heritages, or of any Estate, Right, or Interest in any Lands or Heritages, to be purchased in pursuance thereof, or to any Interest of such Money, the Person who shall have been in Possession of the Lands or Heritages at the Time of such Purchase, and all Persons claiming under such Person or under the Possession of such Person, shall be deemed and taken to have been lawfully entitled to such Lands or Heritages, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Session; and the Interest of such Money and also the Principal Sums shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the Court that such Possession was a wrongful one, and that some other Person was lawfully entitled to such Lands or Heritages, or to some Estate or Interest therein.

Court may order Payment of Expences.

XXI. Provided always, and be it further enacted, That where, by reason of any Disability or Incapacity of the Person entitled to any Lands or Heritages to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into any of the said Banks, and to be applied in the Purchase of other Lands or Heritages to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court of Session to order the Expences of all Purchases made under this Act, and of the Re-investments of the Purchase Money in Lands from Time to Time to be made in pursuance of this Act, together with the necessary Costs and Charges of obtaining the proper Orders for such Purposes, to be paid by the said Company, who shall from Time to Time pay such Sum or Sums of Money for such Purposes as the said Court shall direct.

Compensation Water to be provided for Public Works on the Glen and Espedair Burns.

XXII. And whereas it may be considered necessary by the said Company to intercept for the Purposes of this Act the Whole or Part of the Streams, Springs, and Drainage Water at present naturally supplying the Bleachfields and other Public Works situate on the *Glen* and *Espedair* Burns in the aforesaid County; be it therefore enacted, That in the Event of all or any of the said Streams, Springs, or Drainage Water forming the said natural Supply being so intercepted, the said Company shall be bound to give out and supply from their Aqueducts or Reservoirs, as Compensation to and for the Use of the said Bleachfields and other Works, One Fourth Part of the whole natural Supply of Water which shall be so intercepted by them; and the Quantity of Water thus to be supplied shall be ascertained and determined according to the Number of Acres whereof the Drainage Water shall be so intercepted by the said Company of the Grounds naturally draining into the foresaid Burns, as the same shall be found to measure from Time to Time during the Progress of the Operations of the said Company on the foresaid contributing Grounds, and on the Estimate that the said Grounds afford annually of Water available for Storage in Reservoirs an Average of Eighteen Inches in Depth over the whole Surface of such Grounds; and the Quantity of Water so ascertained shall be given out for the Use of the said Bleachfields and other Works from the said Aqueducts or Reservoirs in a constant and uniform Stream, or in constant and uniform Streams, at all Hours,

Hours, and shall be held to be the minimum Quantity to be supplied by the said Company in all Time coming.

XXIII. And whereas it is reasonable, that if a larger Quantity of Drainage Water, available for Storage as aforesaid, than the foresaid estimated Average Quantity of Eighteen Inches annually, shall be found to flow from the said contributing Grounds, a proportional Part of such Excess should be supplied as in manner foresaid for the Use of the said Public Works; be it therefore enacted, That *Robert Thom*, Civil Engineer, whom failing, such other Engineers, or skilled Person or Persons, as shall be appointed by the said Company and the Proprietors for the Time being of the Five present Bleaching Works situate highest on the aforesaid Burns mutually, or (if the said Parties shall not agree in such Appointment) by the Sheriff Depute for the Time being of the said County, is or are hereby constituted sole Arbiter or Arbiters betwixt the said Company and the Owners and Occupiers of the said Public Works to fix and determine the Average Quantity of Water naturally flowing from the said Grounds annually available to the Reservoirs of the said Company for Storage therein; and the said Question shall be determined by the Award of the said *Robert Thom*, or other Arbiter or Arbiters appointed as aforesaid, to be given forth in Writing after Measurements or Estimates of the Water flowing from the said Grounds shall have been made by him or them, or under his or their Directions, by such Means as to him or them shall seem the best fitted for that Purpose, during the Space of Three Years from the Date at which the Works of the said Company shall be so far completed that Water shall be supplied to the said Town therefrom, or if any unforeseen or accidental Occurrence shall have interrupted the Continuance of the said Measurements, during such further Time, not exceeding Three Years, as the said *Robert Thom*, or other Arbiter or Arbiters appointed as aforesaid, shall judge necessary for making a Sufficiency of Observations to enable him or them to decide satisfactorily in the Premises; and if it shall happen that the Quantity of available Water, as thus fixed and ascertained, shall be found to exceed the foresaid estimated Average Depth of Eighteen Inches, the said Company shall be bound in all Time coming after the Issue of such Award to give out to the said Works an Increase of Water beyond the foresaid minimum Supply, proportionate to the Difference betwixt the said estimated Average of Eighteen Inches and the Quantity of Water which shall appear from the foresaid Measurements to be truly available; and providing that the Expence attending the whole of such Measurements and other Charges of Arbitration, and any judicial Decree to follow thereon, shall be wholly defrayed by the said Company.

How Amount of Compensation Water is to be ascertained.

XXIV. And be it further enacted, That in order to preserve the Quality of the Water to be supplied for the Use of the said Bleachfields and other Public Works pure and uncontaminated it shall not be in the Power of the said Company to admit into their Reservoirs any Stream, Spring, or Drainage Water derived, either by private Contract or otherwise, from any other Source than the Grounds authorized to be affected by virtue of this Act, if such Stream, Spring, or other Water shall be impregnated with Moss or any other Substance rendering the same injurious for bleaching Purposes.

Compensation Water to be preserved uncontaminated.

[Local.]

27 Z

XXV. And

Company to have Power to clear out Drains upon contributing Grounds.

XXV. And be it further enacted, That in order to render available as far as possible the Drainage of the Lands contributing to the Supply of the Streams and Burns proposed to be intercepted for the Purposes of this Act, and to prevent unnecessary Stagnation and Waste of Water thereon, it shall be lawful for the said Company, as often as to them shall seem necessary and within reasonable Hours, to enter upon all or any of the aforesaid Lands, and to clear out all stagnant Pools, Water-runs, Ditch^{es}, or Drains thereon communicating in any way with the Drains, Aqueducts, Conduits, or Reservoirs of the said Company: Provided always, that the said Company shall not be at liberty to clear out as aforesaid any Wells or Watering Pools for Cattle on such Lands, and that the said Company shall make full Satisfaction for all Damage which may be occasioned in obtaining Access to such Lands, or by such Operations, to the Person sustaining the same.

Company may resell Lands, &c. not wanted.

XXVI. And whereas by reason of the Purchases or Acquisitions of Property which the said Company are by this Act empowered to make, they may happen to acquire Lands, Buildings, or other Heritages which may afterwards be considered as unnecessary to be made use of for the Purposes of this Act; be it therefore enacted, That it shall be lawful for the said Company to sell, dispoⁿe, and convey such Part or Parts of the Lands or Heritages so to be purchased and conveyed to them as aforesaid as shall not be wanted for the Purposes aforesaid; and all such Conveyances from the said Company shall be valid and effectual, any Law or Custom to the contrary notwithstanding; and the Money produced by the Sale or Sales of such Lands or other Heritages shall be applied to the Purposes of this Act: Provided always, that the said Company shall make the first Offer of such Lands or other Heritages, at such Price as they shall consider fair and reasonable, to the Proprietors for the Time being of the Lands or other Heritages immediately contiguous to those so to be offered for Sale, and if such Persons shall not accept of the Purchase, then by private Bargain to any other whom the said Company may think fit, at a Price being not less than that for which the said Lands or other Heritages may have been offered to such contiguous Proprietors; or otherwise the said Company shall be at liberty to sell the same by public Sale at such Price as can be got therefor.

No House or Building, &c. to be taken except those specified in Schedule.

XXVII. Provided further, and be it enacted, That nothing herein contained shall authorize or empower the said Company, or any Person acting by or under their Authority, to take or use for any of the Purposes before specified any House or other Building which was erected at or before the passing of this Act, or any Land or Ground which was then set apart and used as and for a Garden, Orchard, Yard, Policy, Paddock, planted Walk, or Avenue to a Mansion House, without the Consent in Writing of the Owners and Occupiers thereof and Persons interested therein respectively, other than and except those specified in the Schedule marked B. hereunto annexed.

Company empowered to open Roads,

XXVIII. And be it further enacted, That for the Purposes foresaid, and of distributing the Water to be found and collected in the Places and by the Means foresaid for the Supply of the different Inhabitants of the said

said Town of *Paisley*, Suburbs thereof, and Places adjoining, and for Streets, &c. effectuating the several Purposes of this Act, it shall and may be lawful and lay Pipes, to and for the said Company, and they are hereby authorized and empowered, to enter into and upon the several Lands and Heritages, Highways, Roads, Streets, Canals, Lanes, Passages, Closes, Buildings, common Stairs, and other Places within the said Town of *Paisley*, Suburbs thereof, and Places adjacent, and there to sink and lay, place and affix, Mains, Pipes, Trunks, and other Conduits and Conveyances for the Purpose aforesaid, and to put Stopcocks, Plugs, or Branches from such Mains, Pipes, Trunks, and other Conveniences in such Places and in such Manner, and to erect, lay, alter, amend, continue, and use the said and such other Pipes, Wells, Drains, Aqueducts, Cocks, Valves, Branches, Plugs, Rider Pipes, Hand Pipes, Stand Pipes, Service Pipes, Soil Pipes, Pumps, Machines, and other Implements, Utensils, and Devices, within the Limits of this Act, as the said Company shall think proper for supplying the Inhabitants with Water and regulating such Supply, and also to break up and to remove the Soil, Posts, Curbs, Bulk-heads, Bars, Sewers, Drains, Pavements, and other Ways, Parts or Pertinents of any of the present and future Roads, Streets, Squares, Lanes, Passages, public Courts, Footways, Quays, Closes, and other Places within the said Town of *Paisley*, Suburbs thereof, and Places adjacent, and to make and construct, in and through the said Streets, Lanes, Passages, and Places, all such Wells, Tunnels, Drains, and Sewers and Devices as may by the said Company be deemed needful for effectuating the Purposes of this Act; and, if necessary, at their own Expence to alter the Position of any of the Pipes already laid by the *Paisley* Gas Light Company in or along the Streets and other Parts of the said Town, Suburbs, and adjacent Places, for the Distribution of Gas, so as to prevent such Gas Pipes from being prejudicial in any respect to the Water Pipes, Aqueducts, or Conduits hereby authorized to be made and laid, such Alterations being made at Sight of and subject to the Approval of the said Gas Light Company or their Committee of Management.

XXIX. Provided always, and be it further enacted, That it shall not be lawful for the said Company to alter or change the Course of any of the public Sewers or Drains of the said Town of *Paisley* without the Consent of the Magistrates and Council thereof; and that whenever any Highway, Road, Pavement, or other Ground shall be opened or broken up by virtue of this Act, for laying, taking up, or repairing any Conduit, Pipe, or Apparatus, either by the said Company or by any Person with their Consent, the Workmen employed in such Operations shall, in the Course thereof, do as little Damage as may be; and such Conduits, Pipe, or Apparatus shall, when laid in or across any Turnpike Road, be so laid at the Sight and under the Superintendence of the Turnpike Road Trustees for the aforesaid County, or their Surveyor, so that the same may not interfere with the future Improvement of any Turnpike Road wherein the same shall be laid; and that the said Company, or other Person by whom the aforesaid Openings shall be made, shall forthwith fill in the Trenches, and make good such Highway, Road, Pavement, or other Ground, and carry away the Rubbish occasioned by the aforesaid Operations, without any Delay, and shall in the meantime fence and guard and affix Lamps or Lights during the Night at or near the Place or Places where the Ground

Course of Drains not to be altered without Consent, and Roads and Streets to be made good.

Ground shall be opened, in such Manner as to prevent Accidents to Passengers, Cattle, and Carriages, under a Penalty not exceeding Five Pounds to be forfeited by the said Company, and recovered by summary Prosecution at the Instance of any Two of the Road Trustees for the County of *Renfrew*, and applied for the Use of the Poor of the Parish within which such Openings shall have been made; and Notice in Writing shall be given by the said Company, or the Person making any Opening respectively, Twenty-four Hours before the breaking up of any Highway, Road, Street, or Grounds as aforesaid, to the Owner thereof, or his known Factor or Agent, if private Property, or, if the Property of the Community of the foresaid Town, to the Magistrates or Superintendent of Police thereof for the Time, by Notice left at the Office of the Town Clerk or Superintendent of Police; or if the Highways, Roads, Streets, or Grounds intended to be broken up shall be under the Management of the Road Trustees for the foresaid County, then such Notice shall be made to the Surveyor of the said Trustees by Letter left at his usual Place of Abode Three Days at least before such Operations shall be commenced, and that in order that the Roads, Streets, Pavements, and Grounds, and all Things that shall have been removed or laid open, may, by the said Company or the Person making such Openings as aforesaid, with the least possible Delay, be made good at the Sight and to the Satisfaction of the said Magistrates, or Trustees of the said Roads, or Proprietors thereof respectively; and the said Company shall from Time to Time, when required by the said Magistrates or Trustees, at any and every Period during Nine Calendar Months from and after the Time of making or commencing any such Opening, on receiving written Notice, relay and again take up and relay such Roads, Streets, Pavements, and Grounds until the same shall be made sufficient and complete to the Satisfaction of the said Magistrates, Trustees, or Proprietors thereof respectively; and in the Event that the said Roads, Streets, Pavements, Grounds, and other Things shall not be made good within a reasonable Time as aforesaid, then and thereafter it shall and may be lawful for the said Magistrates, Trustees, or Proprietors thereof, as the Case may be, to order and direct the same to be made good at the Expence of the said Company, or Person with whom they shall have agreed as aforesaid; and to sue for and recover such Expences, as the same shall be ascertained by the Accounts of the said Magistrates or Trustees respectively, or the Estimate of their Surveyor or Superintendent of Public Works, the latter upon Oath if required, such Expences to be recovered by the same Ways and Means by which any Penalty may be sued for and recovered by Law or by virtue of this Act; but declaring always, that it shall and may be lawful to and for the said Company, or other Person making such Openings, to contract and agree with the said Magistrates, Trustees, or Proprietors aforesaid respectively, so as the latter may for the Recompence stipulated themselves fill up and make good the Streets, Pavements, Roads, or Grounds so opened, to their own Satisfaction; and provided that the said Company shall so conduct their whole Operations as to leave at all Times a free Passage along all of the said Roads and Streets; and in general, as regards the said Roads, the said Company shall relieve the said Trustees of all Damages, Loss of Toll Rents, Questions, Claims, and Demands whatsoever which they may suffer or be lawfully called on to pay or answer for in the Premises.

XXX. And whereas it will be impracticable or inexpedient for the said Company to lay Mains or other Pipes along that Part of *Causewayside Street* in the aforesaid Town which crosses the Tunnel over the *Paisley, Glasgow, and Ardrossan Canal*, by reason of the small Space which intervenes betwixt the Arch of the aforesaid Tunnel and the Street; be it therefore enacted, That it shall and may be lawful for the said Company to cause lay such Mains or other Pipes through the Closes or Passages of all or any of the Houses on the said Street adjoining to or situate upon the aforesaid Bridge or Tunnel, and in, through, or along the Ground at the Back of all or any of the said Houses, and from Time to Time as shall be necessary to alter, repair, or renew such Mains or other Pipes, the said Company causing as little Inconvenience to the Owner or Occupiers in so doing as may be, and making Satisfaction to them in manner before mentioned.

Power to lay Pipes through and behind Houses upon the Glasgow, Paisley, and Ardrossan Canal Tunnel.

XXXI. And be it enacted, That it shall also be lawful to and for the said Company to carry and lay Mains or other Pipes either across the Beds of the River *White Cart*, the *Espedair Burn*, and the aforesaid *Glasgow, Paisley, and Ardrossan Canal*, at such Places as to them shall seem necessary, or along the Bridges built or which may be built across the said River, Burn, and Canal within the Bounds comprehended under this Act: Provided always, that the said Company shall not have a Right to carry any Pipe or Pipes along more than One of the said Bridges over the said River *White Cart* at one and the same Time; and that such Pipe or Pipes, if so carried across the Beds of the said River and Canal, shall be so placed or laid as not to interfere with or interrupt the Navigation of the said River and Canal respectively, excepting during the Time which may be necessarily employed in laying such Pipes, and so as not to endanger the Banks of the said Canal and other Works connected therewith, the said Company being also liable for any Damages which they may occasion either by the temporary Interruption of the Navigation of the said River or Canal respectively, or by the Operations necessary in laying the said Pipes.

Power to lay Pipes in the White Cart and Espedair, and along Bridges.

XXXII. And be it further enacted, That it shall and may be lawful to and for the said Company; or any Person acting by and under their Authority, to lay Pipes in all Roads, Ways, or Passages, private or common, where no Damage can be sustained excepting by the temporary Inconvenience of laying such Pipes, the Amount of such Damage, if any, to be fixed by the Sheriff of *Renfrewshire* or his Substitute acting for the Upper Ward of the said Shire, on the Application of any Person having Interest in such Roads, Ways, or Passages, and also to place and maintain in common Stairs, and on the Outside of the back Walls of any Tenements or Buildings, such Pipes as may be necessary for supplying with Water the Inhabitants of the upper Floors in such Tenements, the said Pipes to be carried up in the Place most convenient for that Purpose, and so as to cause as little Inconvenience as possible; and in case of any Dispute between the said Company and Proprietors or Occupiers of the said Tenements as to the Places most convenient, the Place shall, if within the Burgh of *Paisley*, be determined by the Court of Lyners of the said Burgh of *Paisley*, and if in the Suburbs, by the Sheriff of *Renfrewshire* or his Substitute; and the Determination of such Court of Lyners, Sheriff or his Substitute, shall be final, and shall not be subject to Review by Suspension, Advocation, Reduction, or otherwise.

Power to place Pipes in Passages and common Stairs.

[Local.]

28 A

XXXIII. And

No Work to be erected which may pollute Streams, &c.

XXXIII. And be it enacted, That from and after the passing of this Act it shall not be lawful to or for any Proprietor or Occupier of any Lands, Streams, or other Heritages to erect, construct, or establish any Bleaching Work, Dye Work, Printing Work, Factory, or other Work of any Description which shall have the Effect of polluting, contaminating, injuring, or affecting in any Degree the Purity and Quality of the Water in any of the Burns, Streams, Rivulets, and Springs which may be intercepted, taken, or used for the Purposes of this Act, or of the Water which may be drained for the said Purposes, from all or any of the Lands mentioned upon the aforesaid Map or Plan, by means of the catch-water Drains, Aqueducts, or Reservoirs delineated upon said Map or Plan or otherwise, in pursuance of the Powers of this Act.

Company may raise Money.

XXXIV. And whereas the said several Works have been estimated to cost a Sum not exceeding Thirty-two thousand Pounds, and the whole of the said Sum has been subscribed by the Persons before-named and certain other Persons for carrying into effect the Purposes of this Act under a Contract binding them, their Heirs, Executors, and Administrators, for Payment of the several Sums of Money subscribed by them respectively; be it therefore enacted, That it shall be lawful for the said Company to raise and contribute among themselves the Sum of Forty thousand Pounds, or as much thereof as may be necessary for the Purposes of this Act, and to apply the aforesaid Sum of Forty thousand Pounds, or so much thereof as shall be found necessary, in purchasing and acquiring the Use, Possession, or Property of such Supply of Water, and the Use, Possession, or Property of such Grounds and other Heritages as the said Company shall deem requisite for Reservoirs, Wells, Filters, Tanks, Aqueducts, Drains, Conduits, Cisterns, Pipes, and other Works before specified, and in otherwise carrying into effect the Purposes of this Act.

Money to be applied to making the Works.

Capital Stock divided into Shares.

XXXV. And be it further enacted, That the Sum of Forty thousand Pounds shall be the Capital Stock of the said Company, and the same shall be divided into Four thousand Shares of Ten Pounds each, and such Shares shall be and they are hereby vested in the several Persons and Bodies forming the said Company, and raising and contributing as aforesaid the said Capital Stock, and their respective Successors, Executors, and Assignees; but no Person shall be or become Proprietor of less than One Share of the said Capital Stock; and all and every the Shares and Stock of all such Shareholders shall be deemed and held to be Moveable or Personal Property or Estate, and shall be transmissible by Succession and otherwise as such, and shall not be held of the Nature of Heritable or Real Property or Estate, nor be transmissible as such.

Shares to be moveable Estate.

Shareholders to contribute in proportion to their Shares, and be entitled to Profits according thereto.

XXXVI. And be it enacted, That the several Shareholders in the said Undertaking shall advance and pay proportionally, according to the Number of their respective Shares, such Sums of Money as shall be required from Time to Time for the Purposes of this Act; and after the said Works shall be completed to such Extent as to enable the said Company to deliver Supplies of Water, and to derive a Revenue therefrom, and at such Time or Times as the said Company shall, at a General or Special Meeting to be convened for that Purpose, direct and appoint, such Revenue, after defraying all annual Charges, and setting apart from the

the net Residue a contingent Fund, as herein-after provided, shall be divided among the whole Shareholders for the Time being, and that in proportion to the Number of their respective Shares in the said Capital Stock.

XXXVII. And be it further enacted, That the several Persons who have subscribed or who shall hereafter subscribe any Money for or towards making and maintaining the Works hereby authorized to be made, and for the other Purposes of this Act, shall and they are hereby required to pay the Sum or Sums of Money by them respectively subscribed, or such Parts or Portions thereof as shall from Time to Time be called for by the said Company under or by virtue of the Powers and Directions of this Act, at such Times and Places as shall be directed by the said Company or their Committee of Management, in manner herein-after mentioned; and in case any Person shall refuse or neglect to pay the same at the Time and in the Manner appointed for that Purpose it shall and may be lawful for the said Company to sue for and recover the same in any competent Court of Law in *Scotland*, together with Interest on such Sum or Sums of Money at the Rate of Five *per Cent. per Annum* from the Time when the same was directed to be paid by the said Company or their Committee.

To compel Payment of Subscriptions.

XXXVIII. Provided always, and be it further enacted, That no Persons, Body or Bodies Politic, Corporate, or Collegiate, who are or shall be Proprietors of any Share or Shares of Stock of the said Company, shall be liable personally, or in their Real or Personal Estate, and nothing herein contained shall extend to make them, or any of their Clerks, Treasurers, or other Officers or Servants, except as herein provided, liable for any Debt or Demand whatever due or to become due by or exigible from the said Company, or in anywise relating to the said Undertaking, beyond the Amount of their Share or Shares in the Capital Stock of the said Company; any Law, Custom, or Usage to the contrary thereof in anywise notwithstanding.

No Person answerable for more than his Stock.

XXXIX. And be it further enacted, That the Committee of Management herein-after appointed shall and they are hereby required to cause the Names and Designations of the several Persons who shall be entitled to Shares in the said Undertaking, with the Number of the Shares and also the proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book to be kept by their Clerk or other Officer appointed by them for that Purpose, and after such Entry to cause the same to be signed by the Governor or Deputy Governor and Clerk of the said Company; and shall also cause a Certificate, signed by the said Governor or Deputy Governor and Clerk, to be delivered to any Proprietor, on Demand, specifying the Share or Shares to which he is entitled in the said Undertaking; and such Certificate shall be admitted in all Courts whatever as Evidence of the Title of such Proprietor, and his Executors, Administrators, and Assignees, to the Share or Shares therein specified, but the Want of such Certificate shall not hinder or prevent the Owner of any of the said Shares from selling or disposing thereof.

Names of Proprietors to be entered, and Certificates delivered.

XL. And be it further enacted, That it shall be lawful for the several Proprietors of the said Capital Stock, and their respective Executors, Ad-

Shares may be sold.

ministrators,

ministrators, and Assignees, when and so soon as Twenty-five Pounds *per Centum* upon the Amount of the said Shares shall have been called for and paid up, but not sooner, to sell and dispose of any Share or Shares to which they may be entitled in the said Capital Stock, subject to the Rules and Conditions herein mentioned; the Conveyance of which Shares may be in the Form and to the Effect following; *videlicet*,

Form of
Conveyance.

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

And on every such Sale the said Deed of Conveyance (being executed by the Seller and the Purchaser of such Share or Shares) shall be kept by the Purchaser for his Security after the Clerk to the said Company shall have entered into a proper Book or Books to be kept for that Purpose a Copy or Memorial or Specification of such Sale or Transfer, and have testified the Entry of such Copy or Memorial on the said Deed of Conveyance, for which no more than Two Shillings and Sixpence Sterling shall be paid; and the said Clerk is hereby required to make such Entry of such Copy or Memorial or Specification, and grant such Certificate thereof, without any undue Delay; and until such Copy or Memorial or Specification shall have been made and entered, as above directed such Purchaser shall have no Right to draw any Part or Share of the Profits of the said Undertaking, nor have any Vote in respect of such Shares as a Proprietor of the said Undertaking, nor until the Lapse of Six Months thereafter, as herein-after provided.

Place of Ge-
neral Meet-
ings.

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

First and
other Gene-
ral Meetings.

XLII. And be it further enacted, That the First General Meeting of the said Company for putting this Act into execution shall be held at *Paisley*, upon the Third *Tuesday* after the passing of this Act, at Noon, and all future General Meetings of the said Company (except such Special General Meetings as are herein-after mentioned) shall be held on the Third *Tuesday* in the Month of *June* in every Year at Twelve o’Clock Noon, of all which General Meetings Eight Days previous Notice: at least shall be given by public Advertisement in any Newspaper usually published in *Paisley* or *Glasgow*, to be fixed by the Committee of Management, and by Circular Letters to be addressed to each Shareholder in the said Company, and dispatched through the Post Office, specifying the Time when and Place where such Meetings are to be held; and at these and all other Meetings the Governor of the said Company, and in his Absence

the Deputy Governor shall preside, and in their Absence the ordinary Director present whose Name shall stand first in the List of ordinary Directors shall be Chairman of such Meeting, and failing any such, then a Person to be elected by the Majority of the Meeting, the largest Shareholder having the casting Vote, in case of Equality, as well as an individual Vote in the Election; and such Chairman shall not only be entitled to vote at such Meetings as a Proprietor or Proxy, but in case of an Equality of Votes shall have a decisive or casting Vote.

XLIII. And be it further enacted, That if it shall at any Time appear necessary that for the more effectually putting this Act into execution a Special Meeting of the said Company shall be holden, it shall and may be lawful to and for any Ten or more of the said Proprietors who may collectively be possessed or entitled to at least One Tenth Part of the Capital Stock of the said Company for the Time, or any Three of the Committee of Management for the Time who shall be appointed as herein-before mentioned, upon specifying in a Writing subscribed by them the Object thereof, to require the Clerk of the said Company to call such a Meeting, and the Clerk shall thereupon convene such Meeting by giving at least Ten Days Notice thereof by Circular Letters and by Advertisement in manner directed for intimating the Annual General Meetings, specifying in such Circular Letters the Reason and Intention of requesting such Special Meeting; and if the said Clerk shall neglect or refuse to call such Special Meeting as aforesaid when so required it shall be lawful for the Parties requiring such Meeting to be called to convoke such Special General Meeting themselves, giving Ten Days Notice thereof in manner foresaid; and the said Proprietors assembled pursuant to any such Notice shall be a lawful Meeting, and have the like Powers as any of the ordinary General Meetings under this Act, in so far as relates to the Purpose or Object specified in the said Notice; and the Proprietors present personally or by Proxy thereat shall proceed to the Execution of the Powers conferred by this Act on the said Company with respect to the Matters so specified, and the Votes and Acts of the Proprietors or of the major Part of them, according to the Number of Votes which they may be entitled to as after mentioned, shall be binding and conclusive upon the other Members of the Company, both present and absent, to all Intents and Purposes, and shall be as valid and sufficient, with respect to the Matters specified in such Notice, as if the same had been done at any Annual General Meeting, and shall be observed and acted upon accordingly.

Meetings
may be spe-
cially con-
vened.

XLIV. And be it further enacted, That every Shareholder who shall by virtue of this Act have undertaken for Two or more Shares of the said Capital Stock, present at any General or Special Meeting of the said Company, shall, if holding Two Shares therein, have One Vote, and if holding Five Shares Two Votes, if holding Ten Shares Three Votes, if Twenty Shares Four Votes, and if Forty Shares or upwards Five Votes, in all Questions concerning the Management of the Affairs of the said Company brought before such Meetings; and every Person who shall be entitled to vote as aforesaid, and who does not attend such Meetings personally, shall be entitled to vote by Proxy, such Proxy being himself a Proprietor of at least Two Shares in the said Undertaking, and producing his Mandate or Appointment in Writing under the Hand of the absent Shareholder

Voting regu-
lated.

whom he represents ; but no Proprietor of less than Two Shares shall be entitled to vote in his own Right or as Proxy for any other Proprietor ; and every Question, Matter, or Thing which shall be proposed, discussed, or considered at any Meeting of the said Company shall be determined by the Majority of Votes then and there duly given as herein-before regulated.

How Joint Proprietors and Bodies Corporate are to vote.

XLV. And be it further enacted, That whenever Two or more Persons shall be possessed as joint Proprietors of Two or more Shares in the said Undertaking, such joint Proprietors shall be entitled to vote by the Person whose Name shall stand first in the List of Shareholders in the Company's Book as joint Proprietor of such Shares, or by a Proxy appointed by him as aforesaid for behoof of the joint Proprietors ; and when any Company, or Body Politic, Corporate, or Collegiate, shall be possessed of or entitled to Two or more Shares in the said Undertaking, such Company or Body shall be entitled to vote by their known Manager, Treasurer, Cashier, or Secretary, or by a Proxy appointed by the Person holding one of these Offices.

Purchasers to be in Possession of Shares Six Months before they can vote.

XLVI. Provided always, and be it further enacted, That after the Expiration of Twelve Calendar Months from the passing of this Act no Person or Body Corporate or Politic who shall purchase any Share in the Joint Stock of the said Company shall be admitted to vote in respect of the same until such Person or Body Corporate or Politic shall have been in Possession of such purchased Shares for the full Term of Six Calendar Months, to be computed from the Date of registering the Transfer thereof in the Books of the said Company ; but this Provision shall not operate to prevent or hinder any Person from voting immediately after the same shall have been registered for or in respect of the Share which shall devolve to him by Marriage or Succession.

Appointment of Governor, Deputy Governor, and other Directors.

XLVII. And be it further enacted, That *John Orr* Esquire shall be Governor, and Doctor *James Kerr* shall be Deputy Governor ; and *William Kerr, William Brown, William Reid, Robert Farquharson, Peter Brough, Alexander Fullarton, David Bain, John Scott, John Stewart, and Archibald Campbell Holms* shall, with the said Governor and Deputy Governor, be Directors of the said Company, and shall constitute a Committee of Management of the Concerns of the said Company ; and that *William Hardie, James Coats, James Kibble, Adam Keir, Robert Hendrie, William Lowndes, John Halden, Fulton M'Kerrell, Ninian Hodgert, and Joseph Twigg* shall be Extraordinary Directors of the said Company, to deliberate and advise with the said Committee of Management upon Questions of material Importance upon which it may be considered necessary to consult them, until the General Meeting of the said Company to be held upon the Third *Tuesday of June* One thousand eight hundred and thirty-six, when the Four of the said Directors constituting the Committee of Management, standing at the Bottom of the List, shall go out of the Direction, and Four other Directors shall be chosen in their Stead, together with Ten Extraordinary Directors in room of those above named ; and at the General Meeting to be holden upon the Third *Tuesday of June* in the Year following, the Four of the said Directors standing next lowest upon the List shall in like Manner go out of the Direction, and Four others be chosen in their Stead, along with Ten Extraordinary Directors in room of those for the preceding Year, and so on during the following Year,

when the remaining Four Directors upon the List shall retire, and Four others, with Ten Extraordinary Directors, shall be chosen, and thereafter Four of the Directors constituting the Committee of Management shall by rotation annually go out of Office, and be succeeded by Four others to be chosen in their Stead, along with Ten Extraordinary Directors, the whole of whom shall retire and be replaced in each Year; but such Persons going out of Office by rotation as aforesaid may be re-elected; and the said Committee of Management, being thus appointed for each Year, they shall, so soon as may be convenient thereafter, nominate and appoint Two of their Number to be Governor and Deputy Governor respectively of the Company: Provided always, that no Person shall be qualified to be Governor of the said Company who shall not be possessed of at least Twenty Shares, or be Partner of a Company holding Twenty Shares, or qualified to be Deputy Governor, who shall not be possessed of at least Ten Shares, or be Partner of a Company holding Ten Shares, or qualified to be a Director who shall not be possessed of at least Five Shares, or be Partner of a Company holding Five Shares, in the Stock of the said Company, nor shall any Person be qualified to act as an Extraordinary Director of the said Company who shall not be possessed of Four Shares in the Stock of the said Company; and in the Event of any of the said Governor, Deputy Governor, or Directors disposing of their Stock so as to cease to be possessed of the requisite Qualifications aforesaid, such Persons shall no longer be entitled to act in the official Situations which they hold in the said Company; and it shall and may be lawful to and for the rest of the Committee of Management, if they see proper, to elect another Person qualified as aforesaid in the Room or Stead of every Member who shall become disqualified to act, or who shall die, or refuse to act, or cease to be a Shareholder in the said Undertaking to the Extent aforesaid, or become bankrupt; and every Person so elected by the said Committee of Management shall have the like Power and Authority as if he had been nominated and elected at the Annual General Meeting of the Company, but shall go out of the Direction at the same Period at which the Person in whose Room he was elected would have gone out; provided that no Person who shall be concerned or interested in any Contract or Contracts with the said Company, other than for supplying his Premises with Water as after mentioned, shall be a Director or Manager or hold any Place or Office of Trust in the Management of the Concerns of the said Company.

XLVIII. And be it further enacted, That it shall and may be lawful for the said Committee of Management for the Time being, and they are hereby authorized, from Time to Time to assemble and meet together at any Place or Places in *Paisley* or in the Abbey Parish thereof, or in the Parish of *Neilston*, if the Works of the said Company shall be extended into that Parish in the Course of their Direction and Management of the Affairs of the said Company; and that at such Meetings of the said Committee of Management the Governor of the said Company, and in his Absence the Deputy Governor, shall be Chairman, and if the Governor and Deputy Governor shall not be present, then the Director whose Name shall stand first upon the List shall preside; and that any Five or more Members of such Committee, but not less, shall be a Quorum, to constitute a legal Meeting for the Purpose of doing all Acts, Matters, and Things, and exercising all the Powers and Authorities vested in the Directors and Managers.

Meetings of
the Com-
mittee of
Management.

Managers of the said Company; and that all Questions, Matters, and Things which shall be proposed, discussed, or considered by the said Committee of Management at their Meetings shall be decided and determined by the Majority of those there present; but no Director shall have more than One Vote at any such Meeting, save and except that, in case of an equal Division, the Chairman besides his deliberative shall also have a casting Vote: Provided always, that if on the Day appointed for any such Meeting of the Committee of Management so many Members of such Committee as are hereby required to constitute a Quorum for exercising the Powers hereby vested in such Meeting of Committee shall not attend, then and in such Case and so often as the same shall happen the Meeting shall be adjourned to any future Day fixed by the Member or Members or Majority of them then present, or if no Member shall be present, then by the Clerk to the said Company, written or printed Notice of the Meetings or adjourned Meetings of the said Committee of Management being always given to the Members thereof: Provided also, that it shall and may be lawful for the said Committee of Management to appoint any of their Members, not fewer than Three, as Sub-Committees for particular Purposes, for the better attending to and transacting the Business of the said Company, but subject to the Approbation of the said Committee of Management or their Quorum before specified, of which Sub-Committees the major Number of Members shall at all Times form a Quorum.

Committee of Management may appoint Officers, take Security from their Treasurers and Collectors, and settle Accounts annually.

XLIX. And be it further enacted, That it shall and may be lawful for the said Committee of Management and they are hereby authorized from Time to Time to nominate and appoint a Treasurer and One or more Collector or Collectors of the Rates and Duties, Penalties, and other Sums of Money which may be payable to the said Company, and also a Clerk or Clerks to the said Company, and such Engineers, Surveyors, and other Officers as the said Committee of Management shall think proper and expedient for the better accomplishing the Purposes of this Act, the said Committee of Management always taking such Security and to such Extent as they shall think proper from every such Treasurer, Collector, and other Officer appointed to receive Money, who shall have the Care or Custody thereof, for the due accounting of all such Monies as they may be entrusted with, and for the faithful Discharge of the respective Trusts reposed in them, and also from Time to Time to discharge and dismiss any such Treasurers, Collectors, Clerks, Engineers, Surveyors, or other Officers, and appoint others in their Stead, as often as they the said Committee of Management shall think fit, without their being obliged to assign any Reason for such Discharge or Dismissal; but the Treasurers, Collectors, Clerks, Engineers, Surveyors, and other Officers who shall have been so appointed, and who shall not have been removed or dismissed, shall continue to act, notwithstanding any Change in the Committee of Management by new Election or otherwise, without being again elected; and any Bonds or Securities granted by them upon their respective Appointments shall continue in full Force, and shall vest in the Committee of Management for the Time being; and that all such Treasurers, Collectors, Clerks, Engineers, Surveyors, and other Officers of the said Company who shall at any Time quit or be dismissed from the Service of the said Company, and the respective Executors or Administrators of those who may happen to die, shall immediately thereupon produce and deliver up to the said Committee of Management, or to such other Person as they shall direct and

and appoint, all Monies, Books, Accounts, Writings, and Papers whatsoever which may be in the Custody or Power of such Treasurers, Collectors, Clerks, Engineers, Surveyors, or other Officers, or their Executors or Administrators respectively, belonging to or in anywise relating to the said Undertaking; and the said Committee of Management shall have Power and Authority and they are hereby required to balance or cause to be balanced the Account Books of the said Company as at the First Day of *June* in every Year, the first Balance being made as on the First Day of *June* One thousand eight hundred and thirty-six, or at such other Period of each Year as any General Annual Meeting of the said Company may from Time to Time appoint; and the said Books, being so balanced, shall be examined, docketted, and signed by the major Number or Quorum of the said Committee of Management, and shall be produced at the General Meeting of the said Company to be held upon the Third *Tuesday* of *June* One thousand eight hundred and thirty-six, and every Year thereafter, so that any of the Proprietors attending the said Meeting may have an Opportunity of inspecting the same; and the Books of the said Company shall be patent and open for the Inspection of all the Proprietors for One Calendar Month subsequent to the said Third *Tuesday* of *June* in each Year as aforesaid, or for such longer Period as may be appointed by the said Company.

L. Provided always, and be it further enacted, That it shall not be lawful for the said Company to continue or appoint any Person who may be appointed the Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, to be the Treasurer for the Purposes of this Act, or to continue or appoint any Person who has been or 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, to be the Clerk to the said Company; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purpose of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall 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 of his Partner, shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold 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 Sterling to any Person who shall sue and prosecute for the same, to be recovered, with Expences, by summary Action in the Court of Session.

Clerk and Treasurer not to be the same Person.

LI. And be it further enacted, That the said Committee of Management shall also have full Power and Authority on behalf of the said Company to purchase and procure by Contract or otherwise all such Engines, Pipes, Materials, and other Things whatever which shall or may be wanted for the said Undertaking and the Works hereby authorized to be made, and to treat and agree with any Person whomsoever for or touching the Acquisition of the Property, Possession, or Use of all Lands, Tenements, and Heritages deemed requisite for the Purposes of the said Undertaking, and the Compensation to be made for any Damage to be done in the Exercise

Committee may contract for and purchase Lands, &c., and may generally manage the Business of the Company.

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

Committee of Management may make Calls for Money.

LII. And be it further enacted, That the said Committee of Management shall have full Power and Authority from Time to Time at any of their Meetings aforesaid to make such Call or Calls for Payment of Instalments of their subscribed Amount of Money Stock respectively from the several Subscribers to and Shareholders in the said Undertaking, in order to defray the Expences necessary for the Purposes thereof, until the Sums respectively subscribed are fully paid; but no such Call shall exceed the Sum of Two Pounds for or in respect of every Share in the said Undertaking, and so that no such Calls be made but at the Distance of Three Calendar Months at least from each other, and so that Fourteen Days previous Notice at least shall be given of every such Call by Circular Letter transmitted by Post or otherwise to each Proprietor or his known Agent, all which Money so to be called for as aforesaid shall be paid into the Hands of the Treasurer of the said Company, to be issued, paid, and applied for carrying on the said Undertaking in such Manner as the Committee of Management shall from Time to Time order and direct.

Proprietors to pay their Shares when called on;

LIII. And be it further enacted, That every Proprietor of any Share or Shares in the said Undertaking shall from Time to Time pay his Proportion of the Instalments of subscribed Stock, to be called for as is herein-before mentioned, into the Hands of the Treasurer or Collector to the said Company at such Time and Place as shall be appointed for that Purpose by the Committee of Management making such Call, and of which such Notice shall be given as is herein-before directed; and that if any Person shall neglect or refuse to pay his proportional Part of the Money so to be called for as aforesaid at the Time and Place which shall be appointed for that Purpose in manner aforesaid, it shall be lawful for the said Committee of Management to sue for and recover the same, with Interest at the Rate of Five Pounds *per Centum per Annum* from the Time appointed for the Payment thereof, in any competent Court in *Scotland*; and in case any such Person shall neglect or refuse to pay his proportional Part of the Money so to be called for from Time to Time as aforesaid for the Space of Six Calendar Months after the Time to be appointed for Payment of such respective Calls as aforesaid, and the same shall not have been sued for by the said Company as aforesaid, or if sued for shall not have been recovered by them, then and in such Case the Person so neglecting or refusing shall

and if Calls not answered in Six Months, Shares to be forfeited.

absolutely

absolutely forfeit all his Share, Part, and Interest whatsoever in the said Undertaking, and any Monies paid to Account thereof shall revert to and become Part of the general Funds of the said Company; reserving nevertheless to a General Meeting of Proprietors, on reasonable Cause shown to them, to cause such forfeited Money to be refunded in whole or in part to the Person by whom the same was paid, or his Heirs; or, at the Discretion of the Committee of Management of the said Company, in such Case the Share or Shares of such Defaulter shall and may be sold by the said Committee of Management by public Auction for the highest and best Price or Prices that can be got for the same, every such Sale being advertised in some One or more of the Newspapers published in *Glasgow* or *Paisley* (in the Event of any such being hereafter published therein), the major Number of the said Committee being in such Case empowered to convey such Shares; and the said Company or Committee of Management shall in such Case render an Account of every such Sale or Sales to every such Person or his Heirs when demanded, and pay to every such Person or his Heirs any Overplus of any such Price or Prices, after deducting all Interest and Charges, and such further proportionable Sum or Sums of Money which may remain due upon such Share or Shares by such Person to the said Company; but no Advantage shall be taken of such Forfeiture of any Share or Shares in the said Undertaking as aforesaid unless the same shall be declared at some General Meeting of the said Company, or at some Meeting of the said Committee of Management which shall be held not earlier than Two Months next after the said Forfeiture shall happen; and that every such Forfeiture so to be declared shall be an absolute Indemnification and Discharge to and for the Proprietor, and his Executors, Administrators, Successors, and Assignees, so forfeiting, against all Actions, Suits, and Prosecutions for any Breach of Contract or other Agreement between such Proprietor, and his Executors, Successors, and Assignees, and the said Company, with regard to the future carrying on and Management of the said Undertaking; and no Dividend shall be paid in respect of any Share or Shares unless the whole Calls which have been made for Money on account of such Share or Shares, as herein provided, shall have been fully paid.

LIV. And be it further enacted, That the Bodies Politic, Coporate, and Collegiate, and all and every Person and Persons whose Names shall at any Time hereafter stand in the List of Proprietors in the Books of the said Company as a Proprietor or Proprietors of One or more Share or Shares in the said Undertaking, whether as Subscribers, or as Successors, Executors, or Assignees of Subscribers, shall be deemed and taken to be the Proprietors of the several Shares standing in the said Book in their respective Names, and shall be subject and liable to the Payment of every Call made and to be made thereon, and to all Actions, Suits, Forfeitures, and Penalties to which original Proprietors of Shares in the said Undertaking are made subject and liable by this Act; and that all Notices hereby required to be given shall be given to the Party appearing by the Register Book of the said Company herein-before appointed to be kept to be such Proprietors, or their Representatives, or left at their last or most usual Place of Abode, and be in all respects good, sufficient, and conclusive; and all Payments of Interest, and Dividends due and to become due on such Shares, shall be made to such Persons as by the said Books of the said Company shall so appear to be Proprietors thereof; and

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

and that no Assignment, Transfer, and Conveyance, or Sale of any Share or Shares, or other Instrument giving Title to any Share or Shares which shall not have been enrolled or registered as directed by this Act, shall be admitted as Evidence; either to defeat any Action or Suit brought or to be brought by the said Company to recover the said Calls, or to entitle any Person to recover any Share or Shares forfeited to the said Company, or to make the said Company liable to the Payment of Dividends to any other Persons than such as appear from the said Book to be Proprietors of the said Shares; but that in all Cases the said Book shall be considered as sufficient and conclusive Evidence of the Proprietorship of the said Shares.

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

LV. And be it further enacted, That after a Call of such Money shall have been made by such Committee as aforesaid every Person selling or transferring any Share or Shares which he shall possess in the said Undertaking shall, as well as the Person who shall have purchased and undertaken for such Share or Shares, be liable in the Payment of every such Call, in the Manner directed by this Act, unless such Person so selling or transferring shall, at the Time of such Sale or Transfer, have paid and discharged to the Treasurer of the said Company the whole and entire Sum of Money which shall have been called for upon such Share so sold and transferred.

Committee may make Rules and Orders.

LVI. And be it further enacted, That the said Committee of Management shall also have full Power and Authority from Time to Time to make such Rules and Orders as to them shall seem meet and proper for the good Government of the Affairs of the said Company, and for regulating their own Proceedings, as well as the Proceedings of all Officers, Workmen, and Servants to be employed in and about the Affairs or Business of the said Company, and for the well and orderly using of the said intended Undertaking, and the Reservoirs, Pipes, or Aqueducts and Works thereto belonging, and for the orderly Behaviour of all Watermen and other Persons who shall be employed in or about the said Undertaking, and for the Superintendence and Management of the said Undertaking in all respects whatsoever, and from Time to Time to alter or repeal such Rules and Orders, or any of them, and to make others, and impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against such Rules and Orders, or any of them, not exceeding the Sum of Five Pounds for any One Offence, as to the said Committee shall seem meet and expedient; provided that such Rules and Orders be not repugnant to the Laws of *Scotland*, or any of the express Directions or Provisions of this Act, or to any Contract or Agreement entered into betwixt the said Company and Persons receiving Water from them; and provided that such Rules and Orders shall be subject to the Review of any General Meeting of the said Company.

Appeal from Rules and Orders.

LVII. Provided always, and be it further enacted, That any Person thinking himself aggrieved by any Order or Judgment made or given in pursuance of any such Rule or Order may, within Two Calendar Months next after any such Order or Judgment or Determination shall have been made or given, (first giving Ten Days Notice in Writing to the Clerk of the said Company for the Time, and to the Person against whom any Complaint is intended to be made,) complain to the Sheriff of the County of

of *Renfrew*, or his Substitute acting for the Upper Ward of the said Shire, or to the Provost and Bailies of *Paisley*, or to any Two or more of the Justices of the Peace for the said County of *Renfrew*, who shall in a summary Way hear and determine the said Complaint; and the said Sheriff or Sheriff Substitute, or the said Provost, or any of the Bailies of *Paisley*, or the said Justices of the Peace, may, if he or they see Cause, mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Rule, Order, or Determination, and may also order and award such further Satisfaction to be made to the Party injured as he or they shall judge reasonable; and the Determination of such Sheriff Depute or Substitute, or Provost and Bailies, or Justices of the Peace, in any Action or Suit brought before him or them, shall be final and conclusive, and not subject to the Review of any Court or Courts whatever, any Law or Custom to the contrary notwithstanding.

LVIII. And be it further enacted, That the said Committee of Management shall enter or cause to be entered in Books to be provided for that Purpose, at the Expence of the said Company, a true and full Account of all Money disbursed and Payments made by such Committee, and by all Persons employed by or under them, and of all Monies that shall be paid to or received by them respectively for or on account of the said Company, and also a full and true Account or proper Notes and Minutes of every Contract, Bargain, and Agreement which shall be entered into by them respectively for or on behalf of the said Company, and of all and singular their respective Orders, Transactions, and Proceedings whatsoever in and about the Affairs and Business of the said Company; but no Money shall be issued or paid by the Treasurer to the said Company, for or on account of the said Company, otherwise than in such Manner as shall be directed by the Committee of Management at any of their Meetings.

Committee to enter their Proceedings.

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

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

Committee of Management not to be answerable for Omissions.

LX. Provided always, and be it enacted, That such a Sum as the said Committee of Management shall think proper, not being less than Ten *per Centum* of the yearly free Revenue to arise from the said Undertaking, shall be set apart and be accumulated until the same shall amount to Ten thousand Pounds Sterling as a Fund for Contingencies, and for the Expence of remedying the gradual Deterioration of the Works and perishable Property of the said Company; and the said Committee of Management are hereby authorized and empowered, if they shall see Cause, to continue to set apart and augment the said Contingency Fund in manner aforesaid until the same shall amount to any Sum not exceeding Fifteen thousand Pounds Sterling; and such Sum or Sums so set apart from Time to Time, and accumulated as aforesaid, shall be lodged or invested in Government Securities, or lent out at Interest upon such Security as may be approved of by the said Committee of Management; and the Dividends or Interest

Fund to be raised to meet Contingencies and Deterioration of Works.

Premises, are fully satisfied and paid. In witness whereof these Presents, written on Paper stamped according to Law by *C.D.*, are subscribed by a Quorum of the Committee of Management of the said *Paisley Water Company* at the Day of before these Witnesses and

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

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

Conveyance to be registered in a Book,

LXIV. Provided always, and be it enacted, That no Mortgage, Bond, or other Security made or issued under the Authority of this Act shall be assigned or transferred except by a Deed or Instrument in Writing duly stamped according to the Laws in force, in which Deed or Instrument the Consideration for the Assignment or Transfer shall be truly specified and set forth.

Securities not to be assigned except by an Instrument in Writing.

LXV. And be it further enacted, That if by reason of the Increase of the Population or Public Works of the said Town, or from other Causes, it shall at any Time appear to the said Committee of Management that it would

Capital may be increased by 20,000*l.* of new Stock;

but, if raised, the Monies borrowed by the Company to be repaid therefrom.

would be advantageous, to extend the Works of the said Company beyond the Means afforded by the Capital Stock herein-before specified, it shall and may be lawful to the said Committee of Management, by and with the Consent and Approbation of a General Meeting of the Company, and for the Purpose aforesaid, to raise and contribute among themselves, or by the Admission of new Subscribers and Proprietors as after provided, a new or additional Stock of Twenty thousand Pounds in Two thousand Shares of Ten Pounds each : Provided always, that if any Sum or Sums of Money shall have been borrowed by the said Company in virtue of the Powers conferred by this Act, the said Company shall be bound to pay off the same from such additional Stock when and so soon as a sufficient Amount thereof shall have been called up and realized : And provided also, that such additional Stock shall be called up at such Times and by Instalments of such Amount as shall be fixed by the said Company, and which additional Stock so to be raised and contributed shall be held to all Intents and Purposes to be Part of the Capital Stock of the said Company, and subject to the Provisions and Enactments of this Act.

Proprietors of original Stock to have a Preference in Acquisition of new Stock.

LXVI. And be it further enacted, That the Persons who shall, at the Date at which it may be resolved so to extend the said Capital, be Proprietors of original Stock of the said Company, and their Heirs, Executors, or Assignees, shall be entitled, in preference to any other Person, to subscribe for and acquire the said additional Capital Stock at the foresaid Rate of Ten Pounds for each Share, and in Proportions not exceeding the Number of Shares of original Stock held by them respectively, each Holder of more than One Share of the foresaid original Stock being entitled to subscribe for and acquire One Share of such new Stock for every Two Shares of the old Stock held by him ; but such original Subscriber shall not be entitled to any proportional Part of such new Stock in respect of any odd or single Share of original Stock held by him : Provided always, that if, at the Expiration of Six Calendar Months from the Date at which it shall be resolved to make such Extension of the said Capital, the Whole or any Part of the said additional Capital Stock shall not have been subscribed for or acquired as aforesaid, then the said Preference in favour of Holders of original Shares shall cease, and it shall be lawful to and in the Power of the said Company, as soon thereafter as they may think proper, to sell and dispose of the said additional Capital Stock or Shares, in so far as the same shall not have been taken and acquired as aforesaid, by public Roup, upon previous Advertisement in at least One *Glasgow* and One *Paisley* Newspaper, once in each Week, for at least Three Weeks previous to the Day of Roup, and to ascertain and fix the upset Prices of the Shares so to be sold from Time to Time as they shall think fit ; and in case any of the said Shares, after being exposed to public Roup, shall not have been sold, then the same may be sold by private Bargain at such Prices as can be obtained for the same, not being less than the last upset Prices at which the same were exposed to public Sale ; and the Purchaser of such Shares shall be entitled to draw Dividends corresponding to the Amount of the Capital Stock or Shares purchased only, whatever may be the Amount of the Purchase Money or Price thereof ; and the Profit or Loss arising from such private or public Sales, after taking into Account all necessary Costs and Charges, shall be added to or taken from the Fund to be raised by the said Company to meet Contingencies herein-before provided for.

LXVII. And

LXVII. And be it further enacted, That the Parties who shall become Proprietors of Shares in the said new Stock shall, in proportion to the Amount of such Stock, be entitled to the same Profits and Privileges, and be subject to the same Losses, Restrictions, and Conditions, as the Proprietors of Shares in the old Stock of the Company; and the new Capital Stock shall also be deemed to be Personal Property, and sold, transferred, and recorded, entered, administered upon, and held, in the same Manner in all respects as is herein-before provided for the old Capital Stock of the said Company.

Proprietors of new Stock to have the same Profits and Privileges as Proprietors of old Stock.

LXVIII. And be it further enacted, That the Qualifications for voting, and of being nominated Governor, Deputy Governor, Director, or Extraordinary Director, in virtue of holding Shares in the said original Stock or in the new Stock thus to be created, shall be according to the Provisions herein-before specified; and such Qualifications shall be ascertained, and depend, not by or upon the Amount of Stock subscribed for, but of Stock actually paid, whether held in any of the said original Stock or new Stock separately, or in both conjointly.

Qualifications for voting, and of being elected into Management.

LXIX. And be it further enacted, That it shall and may be lawful for the said Company to contract with and undertake to supply with Water Manufacturers, Dyers, Printers, Bleachers, Brewers, Distillers, Bakers, Innkeepers, Livery Stable Keepers, Vintners, and all other Persons whomsoever within the Limits of this Act, or Bodies Corporate, or Trading or Manufacturing Companies, requiring a Supply of Water, not only for all domestic Purposes, but all other Purposes and Uses whatsoever, and that at such Rates or Prices for such Water and on such Terms as may be agreed upon by and between such Persons and the said Company.

Company may supply Water for Manufacturing Purposes.

LXX. And be it enacted, That it shall be lawful to and for the said Company to fix and determine the Rate or Rates at which they shall supply Water as aforesaid to the Inhabitants of the said Town and Neighbourhood for domestic or other Purposes, and from Time to Time to alter, raise, or reduce, and again to reduce or raise the same, but so as that the same shall never exceed the Rates specified in the Schedule marked A. hereunto annexed.

Company to fix the Rates payable for Water.

LXXI. Provided always, and be it enacted, That the said Company shall be obliged, by means of Pipes to be provided and laid at the Costs of the Person requiring the same, to furnish a Supply of Water sufficient for domestic Purposes, at a Height not exceeding Six Feet above the Footway, to the House of every Inhabitant occupying a private Dwelling House in any Square, Street, or Lane, or other Place where the Pipes of the said Company shall have been laid, for the Use of his own Family, at Rates according to the Amount of the yearly Rent of the Dwelling House so supplied, not exceeding the Rates specified in the Schedule marked A. hereunto annexed, which Rates shall be payable according to the Amount of the actual Rent of such Dwelling House: Provided always, 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 their 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

Rates according to which Water is to be supplied by the Company.

other Cistern than a Cistern for domestic Purposes, situate 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 said Company in such Cases at such Rate as shall be settled by and between the Committee of Management of the said Company and the Person requiring the same respectively.

Inhabitants
may lay Pipes
to those of
the Company.

LXXII. And be it further enacted, That such of the Inhabitants of the Places aforesaid as shall be desirous of having Water from the said Waterworks conveyed into their Houses may and are hereby authorized and empowered at their own Expence, having given Six Days previous Notice in Writing of their Intention so to do to the said Company, and having first obtained the Consent of the Owners of the Premises through which Pipes shall be conveyed, to open the Ground between the Company's Aqueducts or Main or Service Pipes and the respective Houses of such Inhabitants, and to lay any Leaden or other Pipe or Pipes of the Bore of Three Quarters of an Inch, or of a greater Bore if the said Company shall require the same, from such respective Houses, to communicate with the said Aqueducts or Main or Service Pipes, such respective Inhabitants paying to the said Company the Rates herein mentioned; and in case of Default in Payment of such Rates it shall be lawful for the said Company to cause the Pipes belonging to any Persons making such Default, and communicating with the Aqueducts or Main or Service Pipes belonging to the said Company, to be separated from the said Aqueducts or Main or Service Pipes, and to cause the Water to be stopped from issuing or running into the said Houses of every Person making such Default: Provided always, that no such Inhabitant shall lay or put any Pipe to communicate with the Aqueducts, Main Pipes, or Service Pipes of the said Company, except under the Superintendence and Control of some Surveyor or other Officer or Person to be appointed by the said Company for the Purpose, unless no Surveyor, Officer, or Person shall attend after Notice served on the said Company at least Six Days previously, such Notice specifying the particular Day and Hour when such Pipe is intended to be laid or put or made to communicate as aforesaid with the Pipes of the said Company: Provided also, that all Persons who shall have laid any Leaden or other Service Pipe as aforesaid shall be at liberty to remove and take away such Pipes and the Cocks belonging thereto under the Superintendence of some Surveyor, Officer, or Person appointed by the said Company, after having at first given at least Six Days previous Notice in Writing to the said Company of their Intention so to do and of the Time of the doing thereof, in like Manner as is herein-before required for laying the same, unless such Surveyor, Officer, or Person shall not attend accordingly, and doing no Injury or Damage to the Pipes of the said Company; and all such Inhabitants so breaking up or removing the Soil or Pavement in any of the Cases aforesaid shall forthwith make good the same, on pain of forfeiting for every Day's Neglect the Sum of Forty Shillings; and every such Inhabitant neglecting to make good the same shall also be liable to pay and shall pay any Expences which may be incurred by the said Company or any other Person in making good the same, in addition to such daily Penalty.

When several
Houses are
supplied by
One Branch

LXXIII. And be it further enacted, That where several Houses in the Occupation of several Persons shall be supplied by One common Branch Pipe, to be laid to and introduced into the Aqueducts or Main or

Service Pipes of the said Company, the several Owners or Occupiers of such Houses shall respectively be liable to pay for such Supply of Water at and after the same Rate as they would be liable to pay for the same if each of such several Houses was separately supplied with Water by a distinct Branch Pipe from the Waterworks of the said Company, such several Rates or Rents, in case of Nonpayment, to be recovered as hereinafter is mentioned.

Pipe, each Occupier to be liable to a Rate.

LXXIV. And be it further enacted, That the Rents or Rates payable to the said Company under and by virtue of this Act shall be payable yearly, half-yearly, or quarterly, as the said Company may direct, and shall be payable and become due in advance immediately upon the Commencement of such Period as may be so directed.

Rent to be paid quarterly in advance.

LXXV. 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 Street, Close, Lane, or Place where the Pipes of the said Company shall have been laid, with Water for the Use of his own Family, at the Rates hereby granted, for the Space of Six Days next 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 such Supply, the said Company shall forfeit and pay to such Inhabitant Double the Amount of One Year's Rate so tendered, unless the said Company, at the Time of such Demand and Tender being made, shall be prevented by Frost, or by a Deficiency in the Company's own Supply of Water, or the Repairs of their Works, from making Supply, or other Cause beyond the Control of the said Company, or in case such Supply cannot be granted without lessening the Supply to the other Tenants of the said Company, to be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, and also the further Sum of Ten Shillings for every Day the said Company shall continue to neglect or refuse such Supply.

Penalty for not supplying Water to the Inhabitants.

LXXVI. And be it further enacted, That if any Person supplied with Water by virtue of this Act shall wilfully permit any other Person, not having the Authority or Consent of the said Company, to take any Water at the Pipes or Aqueducts of the said Company, or shall supply any such other Person with any Water from such Pipes or Aqueducts, or shall negligently suffer his Pipes or Branches or the Cocks belonging thereto to be out of repair, and occasion the Water thereby supplied to run waste and useless, then and in every such Case every Person so offending as aforesaid shall forfeit and pay to the said Company for every such Offence any Sum not exceeding Five Pounds, according to the Direction and Decision of the Magistrate before whom the same shall be recovered, over and above the full Amount of the Damage sustained by the said Company by the Acts or Means in respect of which such respective Penalties shall be incurred; and the said Company shall be at liberty, if Compensation to the Satisfaction of the said Company be not made, to cut off the Supply of Water from any Person so offending from the Reservoirs, Cisterns, and Pipes of the said Company: Provided always, that upon Payment of such Compensation the said Company shall, at the Expence of the Person so

Penalty on Persons supplied with Water supplying others;

having

having offended, and upon being thereto requested, restore the said Supply of Water to such Inhabitant.

but Persons
may supply
others in cer-
tain Cases.

LXXVII. Provided nevertheless, and be it further enacted, That nothing herein contained shall extend to subject any Person supplied with Water by virtue of this Act to any Penalty or Forfeiture for supplying any other Person with any Quantity of such Water for the Purpose of extinguishing any dangerous Fire or Fires, or for supplying any Person who shall have contracted for a Supply of Water under this Act during such Time as the Pipes, Cocks, or Cisterns of such last-mentioned Person shall or may happen to be out of repair, such Pipes, Cocks, or Cisterns nevertheless being repaired without undue Delay after becoming damaged or deranged.

Water to be
supplied in
case of Fires.

LXXVIII. Provided further, and be it enacted, That it shall be lawful to and for any Person at all Times when any House, Building, or other Property within the Limits of the said Town of *Paisley* and the Suburbs thereof shall be on fire, to use and employ the Water of the said Company for extinguishing such Fire; and in order to facilitate the procuring of such Water for extinguishing Fires the said Company shall be bound and are hereby required, at their own Costs and Expences, when they lay their Main or Service Pipes, to lay and attach to such Pipes, in such Situations as shall be directed by the Sheriff or Sheriff Substitute of the said County of *Renfrew*, Twenty-five good and sufficient Fire Plugs, with painted Directions or Marks to distinguish the same on the nearest Houses or other Buildings, and also, when required by the Commissioners of Police of the said Town or any other Person, to lay and attach to their said Main or Service Pipes any additional Fire Plug or Fire Plugs in any convenient Place that may be pointed out; provided that the said Commissioners or other Party requiring the same shall furnish the said additional Fire Plug or Plugs, and shall pay and defray the whole Expence attending or anywise arising from the laying and attaching of such additional Fire Plug or Plugs to the said Main or Service Pipes; and the said Company shall be bound to deliver a Key or Keys of such Fire Plugs, when erected, at every Place within the said Town where a Fire Engine may be kept, and also at the Office of Police for the said Town; and the said Company shall be bound, whenever an Alarm of Fire is given, to take the most speedy and effectual Means to put the necessary Pressure upon the Water in their Mains and Pipes for supplying Water for extinguishing the same, and shall not be entitled to charge any Rate or Sum of Money for the Water so used in extinguishing Fires.

Cisterns,
Stopcocks,
&c. to be
provided.

LXXIX. And be it further enacted, That every Person supplied with Water for domestic Purposes by virtue of this Act shall receive such Supply into a private Cistern to be furnished by him, unless the Company shall expressly agree to dispense with the same, and in such Cistern shall attach and fix a Ballcock or other self-acting Cock to the Pipe conveying Water from the Aqueducts or Pipes belonging to the said Company into such Cistern, so as to prevent the Water running to waste when such Cistern shall be full, and shall keep in repair and from Time to Time when necessary renew the said Cisterns and Ballcocks, as well as the whole private Pipes therewith connected, and communicating with the Pipes of the said Company; and the Person neglecting to provide such Cistern, and to attach and fix such Ballcock or other self-acting Cock, and to keep
in

in repair or renew as often as necessary such Cisterns, Ballcocks, or other self-acting Cocks and Pipes, shall forfeit to the said Company a Sum not exceeding Five Pounds for every such Contravention or Neglect, over and above the actual Damage sustained by the Company in the Loss of Water; and it shall be lawful for the said Company, or any Person acting by their Authority, to cut off the Pipes and turn off the Water from the House or other Buildings of every Person so neglecting or contravening until such Cistern shall be provided and such Ballcock added, or until the same, with the connecting Pipes, shall be properly repaired.

LXXX. And be it enacted, That the Engineer or other Officer specially authorized by the said Company shall have free Access at all reasonable Times to any House or other Premises deriving a Supply of Water as aforesaid to see that the Pipes, Cisterns, Ballcocks, or other Apparatus therein are kept in proper and sufficient Repair and Condition, and in order to inspect and examine if there be any Waste, undue Diversion, or improper Appropriation of the Water so supplied by the said Company; and if such Officer, acting by or under the Authority of the said Company, shall at any such Time be refused Admittance into any such Dwelling House, Building, or other Premises, for the Purpose of making such Inspection and Examination as aforesaid, or, on being admitted, shall be obstructed in or prevented from making such Inspection and Examination, then and in every such Case it shall be lawful for the said Company to cut and turn off the Water supplied by them from such House, Building, or other Premises, besides pursuing for and recovering from the Person offending the Penalty herein-after provided against such Misdemeanor.

Company's
Officer to
have Power
to enter
Houses.

LXXXI. And be it further enacted, That if any Person shall wilfully hinder or interrupt, or cause to be hindered or interrupted, the said Company, or their Officers, Agents, Workmen; or Servants, or any of them, in doing or performing any of the Works by this Act directed or authorized to be done or performed, or in exercising any other of the Powers and Authorities by this Act granted, every Person so offending shall for every such Offence forfeit and pay to the said Company any Sum not exceeding Ten Pounds, and also the full Amount of the Damage which shall be sustained by such Hindrance or Interruption, such Damage to be recovered in like Manner as any Penalty or Forfeiture can or may by virtue of this Act be recovered.

Penalty on
interrupting
Workmen.

LXXXII. And be it further enacted, That if any Person shall wilfully break, throw down, or damage any Works to be erected and made by virtue of this Act, or destroy, damage, or injure any Pond, Reservoir, Aqueduct, Conduit, Cut, Run, Trench, Cistern, Course, Pipe, Plug, or other Matter or Thing made, constructed, provided, or procured for the Purposes of this Act, or the Materials used or provided for the same, every such Person shall forfeit and pay to the said Company any Sum not exceeding Ten Pounds, and also the full Amount of the Damage, which Damage shall be recovered in the like Manner as the said Penalty is hereby authorized to be recovered; and no Person shall bathe or enter into any Reservoir or other Receptacle for Water to be made and constructed by virtue of this Act, or wash any Dog or other Animal therein, or cast, throw, or put any Dog or other Animal, or any Filth, Dirt, or Nuisance, or offensive Matter or Thing, or wash or clean any Cloth or other Thing in any of the said Reservoirs or other Receptacles,

Penalty for
injuring
Works or
polluting
Water.

or suffer the Water of any Sink, Sewer, or Drain to run or be conveyed into the same, or into any of the said Aqueducts, Conduits, Cuts, Runs, or Pipes, or fish therein without the express Consent in Writing of the said Company or others in their Behalf duly authorized, or knowingly cause the said Water or any Portion thereof to be in any Manner of Way polluted or deteriorated with any Matter or Substance whatever; and any Person doing or causing any of these prohibited Acts shall forfeit and pay to the said Company a Sum not exceeding Ten Pounds.

Transient
Offenders
may be ap-
prehended.

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

Proceedings
for the Re-
covery of
Rates.

LXXXIV. And whereas the Rates which will be payable to the said Company for supplying of Water as aforesaid will in general be small, and if not regularly paid the Recovery thereof by Actions at Common Law will be attended with great Expence to those in arrear; be it therefore further enacted, That if any Person shall refuse or delay to pay the Rates respectively due by them to the said Company for being supplied with Water as aforesaid for the Space of Fourteen Days after the same shall have fallen due and been demanded from him, either personally or by leaving a written or printed Requisition, signed by the Collector, Treasurer, or Clerk of the said Company, at the Dwelling House or other Premises for supplying which with Water the Rates shall be due, it shall be lawful for the said Collector, Treasurer, or Clerk to apply to any of the said Provost and Bailies of *Paisley*, or to the said Sheriff or Sheriff Substitute of the said County of *Renfrew*, or to any Two Justices of the Peace for the said County, for a summary Warrant to recover such Rates or Arrears of Rates, and such Judges or Magistrates are hereby respectively authorized and directed, upon Exhibition by the Person making such Application of a List of the Names and Designations of the Persons so refusing or delaying to pay such Rates, with a Statement annexed to the Names of the several Defaulters, specifying the Amount due by them respectively, and a Certificate signed by the said Collector, Treasurer, or Clerk that such Rates are truly due by the said Persons respectively, and that Payment thereof has been demanded in manner foresaid, to grant Warrant to any of the Officers of such Judges or Magistrates to enter into the Premises of the Persons in arrear respectively situate within the Bounds of their several Jurisdictions, and to poind, seize, and take possession of their Goods and Effects, or so much thereof as will fully satisfy the Debt and Expences; and the Goods and Effects so poinded or seized shall be detained and kept on the Ground, or at the Premises where the same were poinded or seized, or in such other Place near thereto, of which the Owners shall have Notice, as the Officer so poinding or seizing shall think proper, for the Space of Four Days; and if within that Period the said Rates, together with the necessary Expences of such Poinding or Seizure, shall not be paid, it shall then be lawful for the Collector, Treasurer, or Clerk of the said Company forthwith to sell and dispose of the said Goods and Effects, or such Part thereof as shall be necessary, by public Roup at the

Cross

Cross of *Paisley*, or such other public Place as shall be usual, or be specially appointed by the Judge or Magistrate aforesaid, and to apply the Proceeds in payment of the Rates respectively owing, and the Expences of Procedure, as the Amount thereof shall be fixed by the Judge issuing the Warrant, paying over the Surplus, if any, to the Owner; provided that the Clerk to the said Judges or Magistrates respectively issuing such Warrants shall be at liberty to charge and to recover from the Person applying for such Warrants, or the Persons liable in such Arrears of Rates, Five *per Centum* on the Sums due, and no more, for each such Warrant, or One Shilling for the Name of each Person included in such Warrant; and provided always, that it shall be optional to and in the Power of the said Company to recover such Rates, either in the Manner provided by this Act, or according to the Forms of Procedure for the Recovery of Debts in *Scotland* established by Law, as shall appear to them to be most expedient.

LXXXV. And be it further enacted, That it shall be lawful for the said Sheriff of *Renfrewshire* or his Substitute, or any of the Magistrates of the said Burgh of *Paisley*, or any Justice of the Peace for the County of *Renfrew*, to whom Complaint shall be made by the said Company or any of their Officers of any Offence against this Act, and they are respectively hereby required, to grant Warrant to summon the Offender before him or them, and upon Proof of such Offence by voluntary Confession, or by the Oath of One or more credible Witness, or other legal Evidence, forthwith to give Judgment on such Complaint, without any written Pleadings or Record of Evidence, and to grant Warrant for the Recovery of such Penalties and Expences which may be decerned for, failing Payment within Fourteen Days after Conviction, by Pounding and Sale of the Goods and Effects of the Offender, by Imprisonment either in the House of Correction or Bridewell or Common Gaol within the said Town of *Paisley*, for a Period, at the Discretion of the Court, not exceeding Sixty Days, it being hereby provided that a Record shall be preserved of the Charge and of the Judgment pronounced: Provided always, that it shall be competent to the said Company, if they shall deem it to be more advisable, to proceed in the Recovery of such Penalties by Action, according to the ordinary Forms of Procedure in *Scotland* established by the Law.

Form of Proceedings for recovering Penalties.

LXXXVI. And whereas it cannot be ascertained, except by actual Experiment, to what Extent the foresaid Works will require to be executed in order to provide a sufficient Supply of Water for the said Town, and the Result cannot be satisfactorily known within any shorter Period than Ten Years; be it therefore enacted, That in case the Works intended to be executed under the Authority of this Act shall not have been completed, so as to answer the Objects of this Act, within the Term of Ten Years from and after the passing hereof, all the Powers and Authorities given by this Act shall thenceforth cease, save only as to so much of such Works aforesaid as shall have been completed within the said Term of Ten Years.

Act to be null as to Works not completed in Ten Years.

LXXXVII. And be it enacted, That all Actions or Suits relative to this Act, or for Damages and Expences to be sued for and recovered under this Act, may, where not otherwise herein provided, be sued by summary Complaint before and be judged of by the Sheriff or Sheriff Substitute,

Actions where to be brought.

or

or any Two of the Justices of the Peace for the said County, or before and by the Provost and Bailies of *Paisley*; and the Judgments of such Judges in all such Actions and Suits shall be final and conclusive, and not subject to the Review of any Court or Courts whatever, any Law or Custom to the contrary notwithstanding.

Company
may sue and
be sued in the
Name of their
Clerk.

LXXXVIII. And be it enacted, That the said Company may lawfully sue in the Name of their Clerk or Treasurer for the Time being; and may be sued for any thing done or ordered by them in virtue of this Act in the Name of any One of the Members of the Committee of Management for the Time being, or in the Name of the Clerk or Treasurer or any Shareholder of the said Company for the Time being; and no Action or Suit wherein the said Company shall be concerned as Pursuers or Defenders, in the Name of any of the said Parties or Officers, shall lapse or fall by the Death or Removal of any such Parties or Officers, but the Committee of Management of and Clerk or Treasurer to the said Company for the Time being shall be deemed to be the Pursuers or Defenders in every such Action or Suit.

Limitation
of Actions.

LXXXIX. And be it enacted, That no Action or Suit shall be commenced against the said Company or any other Person for any thing done in pursuance or by virtue of this Act after the Expiration of Three Calendar Months next after the Fact committed, or the Cause of Action shall arise, for which such Suit or Action shall be so brought.

Notices on
the Company
how to be
served.

XC. And be it further enacted, That in all Cases wherein it may be necessary for any Person to serve any Notice, Summons, or any legal Proceedings upon the said Company, the Service thereof upon the Clerk or Treasurer of the said Company personally, or by leaving a Service Copy, with Citation, at the Counting-house or Office of such Clerk or Treasurer, or at his last or usual Place of Abode, or at the Counting-house or Office of the said Company, or in case the same respectively shall not be found or known, then Service upon any Two or more Members of the Committee of Management of the said Company for the Time being, in common Form of Law, shall be deemed good and sufficient Service of the same respectively upon the said Company.

Application
of Money to
be raised.

XCI. And be it further enacted, That all the Money to be raised by the said Company by virtue of this Act is hereby directed to be laid out and applied, in the first place, in defraying all Costs, Charges, and Expences incurred in applying for and obtaining this Act, and in Surveys and otherwise preparatory thereto, and in the next place towards acquiring the requisite Lands, Heritages, and Privileges, and towards completing and maintaining the said Reservoirs, Aqueducts, Conduits, Pipes, and other Works, and defraying all other Expences incident to and requisite for the Purposes of this Act, and to no other Use or Purpose whatever.

Regulations
for laying
down Gas
Pipes.

XCII. And be it enacted, That all the Pipes and Conduits to be laid or used for the Conveyance of Gas in, under, below, across, or around any Ground, Road, Street, Square, Market Place, Lane, Passage, Court, or other Place within the Limits of this Act shall be laid at the greatest practicable Distance from the nearest Part of any Water Pipe already laid down or hereafter to be laid down by the Order of the said Company

for the Conveyance of Water in, under, through, along, across, or around any of the said Roads, Streets, Squares, Lanes, Passages, Courts, or other Places as aforesaid, and whenever the Width of the Carriageway in such Street or Place will allow thereof at the Distance of Four Feet at least from the nearest Part of any such Water Pipe, unless in Cases where it shall be unavoidably necessary to lay the Gas Main Pipes across any of the said Water Pipes, in which Cases the said Gas Pipes shall be laid over and above such Water Pipes at the greatest practicable Distance therefrom, and shall form therewith as nearly as possible a Right Angle; and in such Case such Gas Pipes so crossing the said Water Pipes shall be at least Nine 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 Four and a Half Feet at least; and in laying down any such Gas Pipes it shall not be lawful for any Gas Light Company, or Person supplying the said Burgh, Suburbs, or Vicinity with Gas, to join Two or more Gas Pipes together previously to their being laid in the Trench, but shall lay each Pipe as near as may in its Place in the Trench, and shall in such Trench properly form the Jointing with the other Pipes to be added thereto with proper and sufficient Materials, and shall also make and keep all such Pipes, and all Pipes connected or communicating therewith, and all the Screws, Joints, Inlets, Apertures, or Openings therein, respectively Air-tight, and in all and in every respect prevent the said Gas from escaping therefrom and from any Part thereof, upon pain of forfeiting for every such Offence (if the said Gas Light Company, or Person supplying the said Burgh with Gas as aforesaid, neglect or refuse to make such Gas Pipes Air-tight within Twenty-four Hours after Notice thereof given to them in Writing,) the Sum of Ten Pounds.

XCIII. And be it enacted, That whenever the Water to be brought into the Town by the said Company shall be contaminated or affected by the Gas of any Gas Light Company, or Person supplying the said Town, Suburbs, or Vicinity with Gas, such Gas Light Company or Person supplying Gas as aforesaid 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 in every such Case the said Gas Light Company, or Person supplying the said Town, Suburbs, or Vicinity with Gas as aforesaid, shall, within Twenty-four Hours next after Notice thereof in Writing, signed by any of the Directors of the said Company or by any Person using the Water, to be left at the usual Place of transacting Business of the said Gas Light Company or Person supplying Gas as aforesaid, cause the most proper and effectual Measures to be taken effectually to stop and prevent the Gas from escaping from their Works, Mains, or Pipes, or contaminating or affecting the Water of the said Company; and in case the said Gas Light Company or Person supplying Gas as aforesaid shall not, within Twenty-four Hours next after each and every such Notice so left as aforesaid, effectually stop and prevent Gas from so 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 Gas Light Company or Person supplying Gas as aforesaid shall, on each and every Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the said Water Company, over and above the above-mentioned Penalty of Twenty Pounds, any Sum not exceeding Five Pounds for each and every

For preventing the Water from being contaminated by Gas.

[Local.]

28 G

Day.

Day during which the Water of the said Company shall be and remain contaminated, tainted, or affected by the Gas of the said Gas Light Company or Person supplying Gas as aforesaid, such Penalty to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered.

For ascer-
taining if
Water is con-
taminated.

XCIV. And be it enacted, That in case it shall at any Time or Times be or become a Question, upon such Complaint as aforesaid, whether any such Water be contaminated or affected by the Gas of any Gas Light Company, or Person supplying the said Burgh, Suburbs, or Vicinity with Gas; then and in every such Case it shall be lawful to and for the said Water Company or Person so complaining, after giving Notice in Writing to the Magistrates, Trustees, Surveyors, or other Persons under whose Control or Superintendence any public Streets, Roads, Lanes, or other public Passages and Places may be, or to the Party or Person having the Property of or in any Ground, Stones, Soil, or Pavement, as the Case may be, and having an Order signed by any Justice or Justices of the Peace, which Order such Justice or Justices is and are hereby required to grant on Oath made before him or them that such Water is believed to be contaminated, to dig to and about and search and examine the Mains, Pipes, Conduits, and Apparatus of any such Gas Light Company or Person supplying Gas as aforesaid, for the Purpose of ascertaining whether such Contamination proceeds from or be occasioned by the Gas of any such Gas Light Company or Person supplying Gas as aforesaid; and if it shall appear that the said Water has been contaminated by any Escape of Gas by such Gas Light Company or Person supplying Gas as aforesaid, the Costs and Expences of the said Digging, Search, and Repair of the Pavement of the Street or Streets, Road or Roads, or other public Place, or such Part or Parts thereof which shall be so taken up or disturbed, and the filling in of the Soil so taken up, shall be borne and paid by such Gas Light Company or Person supplying Gas as aforesaid; which Costs and Expences shall be ascertained and determined, if necessary, by the Sheriff of the County of *Renfrew* or his Substitute at *Paisley*, and be recovered in like Manner as any Penalty is hereby directed to be sued for and recovered: Provided always, that if upon such Examination it shall appear that such Contamination has not arisen from any such Escape of Gas from any of the Main Pipes or Conduits of any such Gas Light Company or Person supplying Gas as aforesaid; then and in such Case the said Water Company or Party so complaining shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also forthwith pay and make good to the said Magistrates, Trustees, Surveyors, or other Persons respectively under whose Control or Superintendence any such public Streets, Roads, Lanes, and other public Passages and Places, or any Part thereof, shall be, or to the Party or Persons having the Property of or in the Ground, Stones, Soil, or Pavement (as the Case may be) which shall or may have been so broken up for the Purposes aforesaid, all Costs, Charges, and Expences which shall or may be incurred by such Magistrates, Trustees, Surveyors, or Party or Persons respectively in repairing, restoring, and making good any public Street, Road, Lane, or other public Passage or Place, or any Part thereof, which may have been so broken up; and the said Water Company, or Party or Persons so complaining, shall also, in the Case aforesaid, forthwith pay and make good to the said Gas Light Company or Person supplying Gas as aforesaid any Loss, Injury, or
Damage

Damage which may be occasioned to the said Mains, Pipes, Conduits, or Apparatus of such Gas Light Company or Person supplying Gas as aforesaid in and by such Search and Examination, the Amount of such Injury, Loss, or Damage to be ascertained in the said Cases respectively, if necessary, by the said Sheriff of the County of *Renfrew* or his Substitute at *Paisley*.

XCV. And be it enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be laid down or set up by any Gas Light Company, or Person supplying the said Town, Suburbs, and Vicinity with Gas, such Gas Light Company or Person supplying Gas as aforesaid shall at their own Expence, immediately after receiving Notice by Parol or in Writing of any such Escape of Gas from any Person whomsoever, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case such Gas Light Company or Person supplying Gas as aforesaid shall not, within Twenty-four Hours next after such Notice by Parol or in Writing being given of any such Escape of Gas, effectually stop and prevent the Gas from escaping, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case such Gas Light Company or Person supplying Gas as aforesaid shall for every such Offence forfeit and pay the Sum of Five Pounds for each and every Day after the Expiration of Twenty-four Hours from the Time of giving any such Notice during which the Gas shall be suffered to escape as aforesaid; which Penalty shall be sued for and recovered as any Penalty is hereby directed to be sued for and recovered.

For stopping
the Escape
of Gas.

XCVI. And be it enacted, That if any Gas Light Company, or Person supplying the said Town, Suburbs, and Vicinity with Gas, shall at any Time empty, drain, or convey, or cause or suffer to be emptied, drained, or conveyed, or to run or flow, any Washings or other Waste Liquids, or any noisome or offensive Liquids, Substances, or Things whatsoever, which shall arise or be produced in the Gas Works of such Gas Light Company or Person supplying Gas as aforesaid, or in the Manufacture or Process of making or procuring Gas by such Gas Light Company or Person supplying Gas as aforesaid, into any River, Canal, Aqueduct, Pipe, Pond, Stream, or into any Drain or Sewer, or Waterworks, or do or cause to be done any other Annoyance, Act, or Thing to the Water contained in such Reservoir, Canal, Aqueduct, Waterway, Pond, Well, Drain or Sewer, or Waterwork, whereby the said Water or any Part thereof shall or may be soiled, fouled, or corrupted, then and in every such Case such Gas Light Company or Person supplying Gas as aforesaid shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty and Forfeiture shall and may be sued for and recovered, together with full Costs of Suit, before any Court competent within *Scotland*, and the whole thereof 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 be sued for within Two Calendar Months from the Time that such Conveyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased and 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

Penalty for
conveying
Washings
into Streams,
&c.

shall be emptied, drained, conducted, or conveyed, or caused or suffered to run or flow, in manner foresaid, into any Reservoir, Canal, Aqueduct, River, Brook, or running Stream, Waterway or Well, or into any Drain or Sewer 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 Body Politic or Corporate or Person whomsoever to such Gas Light Company or Person supplying Gas as aforesaid, and such Gas Light Company or Person supplying Gas as aforesaid shall not, within Twenty-four Hours after such Notice shall have been given to them or him as aforesaid, stop, hinder, and prevent all and every such Washings, Waste Liquids, or noisome or offensive Liquids, Substances, or Things, from being emptied, drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such other Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case such Gas Light Company or Person supplying Gas as aforesaid shall forfeit and pay the Sum of Ten Pounds for each and every Day such Washings, Waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so emptied, 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 or caused to be done as aforesaid; and such last-mentioned Penalty shall and may be recovered and levied in such and the like Manner as any other Penalty or Forfeiture is hereby directed to be recovered and levied, and shall be paid to the Informer or to the Person who, in the Judgment of the Sheriff or his Substitute, or other Judge competent, before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by any Act so done or committed.

Provision for
Deficiencies
of Land Tax.

XCVII. And whereas, by reason of the Exercise of the Powers by this Act granted, there may be Deficiencies in the Assessments for Land Tax in the several Parishes through or in which the several Works hereby authorized may pass or be situate; be it therefore enacted, That the said Company shall, from and after they shall have become seised or possessed by virtue of this Act of any Premises charged with the Land Tax, and until the Works hereby authorized to be made shall be completed and assessed to such Land Tax, unless the said Company shall think fit to redeem the same under the Powers of the Acts for the Redemption of Land Tax, be subject and liable from Time to Time to pay and make good to or in aid of such several Parishes as aforesaid, out of the Monies to arise by virtue of this Act, all such Sums of Money as shall be deficient in the said several Assessments for Land Tax within the said several Parishes by reason of taking down or using for the Purposes of this Act any Premises liable to such Assessments, according to the Rental at which the same were valued or rated at the Time of the passing of this Act; and the Treasurer or Collector to be appointed under this Act is hereby required to pay all such Deficiencies, on Demand thereof, to the Collector of the said Assessments.

Rules for the
Interpreta-
tion of Terms
used in this
Act.

XCVIII. And be it enacted, That, unless when otherwise specially provided, or there be something in the Context repugnant to such Construction, it shall be held and understood that the Words Person, Body, Owner, Occupier, Proprietor, Seller, Purchaser, Shareholder, Offender, Defaulter, or other similar Terms used in this Act in the Singular Number,

each denoting an Individual, and all such or similar Terms used in this Act in the Plural Number, shall, whether so used in the Singular or Plural Number, and although in the Masculine Gender only, import and apply or extend to One or more such Persons, Bodies, Owners, Occupiers, Proprietors, Sellers, Purchasers, Shareholders, Offenders, Defaulters, or others, and to Females as well as to Males, and to Commercial and Manufacturing Companies, and Bodies Politic, Corporate, or Collegiate, and to Trustees for Infants and others, as well as Individuals; and in like Manner, that wherever Powers are by this Act granted to the said *Paisley* Water Company, it shall be held and understood that such Powers are conferred upon the Committee of Management or Directors of the Affairs of the said Company for the Time being, and upon a Majority or a Quorum of their Number duly assembled at their Meetings in Terms of this Act; and that all Acts and Deeds which the said Company are empowered to do or exercise may be lawfully done and exercised by their Servants, Workmen, or others acting under their Order or Authority.

XCIX. And be it 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.

SCHEDULES referred to in this Act.

SCHEDULE A.

TABLE OF RATES.

				Annual Rates.		
				£	s.	d.
Where the Rent is under	-	-	-	£6	0	12 0
Amounting to	-	£6 and under	-	£10	1	0 0
Amounting to	-	£10 and under	-	£15	1	10 0
Amounting to	-	£15 and under	-	£20	2	0 0
Amounting to	-	£20 and under	-	£30	2	16 0
Amounting to	-	£30 and under	-	£40	3	15 0
Amounting to	-	£40 and under	-	£60	5	0 0
Amounting to	-	£60 and under	-	£80	5	12 0
Amounting to	-	£80 and under	-	£100	6	5 0
Amounting to	-	£100 and all above	-	-	7	0 0

SCHEDULE B.

Owners.	Occupiers.	Parish.	Description of Property.
Heirs of Robert Barclay	Alexander Muir -	Abbey Parish of Paisley.	Bleaching Works and Houses.
Earl of Glasgow -	James Stirrat - -	Ditto -	Bleaching Works, Houses, and Garden Ground.
Ditto - -	William Sproul -	Ditto -	Farm, Steading, and Yard.
Ditto - -	James Lee - -	Ditto -	Ditto.
William Lohead -	William Peacock -	Low Church Parish of Paisley.	Dwelling House and Yard.
William Peacock -	Mrs. Hill - -	Ditto -	Ditto.
John Graham - -	Himself and others -	Ditto -	Ditto.
William Peacock -	Himself - -	Ditto -	Unfinished House and Yard.
Ditto - -	Himself - -	Ditto -	Vacant Ground.
The Heirs of David Fulton.	Alex. Beaton and others	Ditto -	Dwelling House and Yard.
The Heirs of Andrew Young.	Thomas Gowdie, Thos. Dykes, David Cross, and others.	Ditto -	Ditto.
The Heirs of—M'Mayne	—Sproul and others	Ditto -	Ditto.
Ditto - Ditto -	Rev. Robt. M'Lauchlan and others.	Ditto -	Ditto.
Thomas Reid - -	Himself and others -	Ditto -	Ditto.
David Erskine - -	Himself and others -	Ditto -	Ditto.

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