



ANNO QUINTO & SEXTO

# GULIELMI IV. REGIS.

\*\*\*\*\*

*Cap. lxxxi.*

An Act for the better supplying the Parish of *Richmond* in the County of *Surrey* with Water.

[21st July 1835.]

**W**HEREAS the Parish of *Richmond* in the County of *Surrey* hath not at present a secure Means of being supplied with Water for domestic and other Purposes, or in case of Fire; but such Inconveniencies might be prevented, and much public Benefit obtained, if proper Waterworks were established in the said Parish: And whereas the several Persons herein-after mentioned are willing and desirous to establish such Works, but cannot effectually do so, except by 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 Ward* of *Richmond* aforesaid, Esquire; *Nathaniel Brown Engleheart* of *Doctors Commons*, Esquire; *Thomas Duggan* of *Richmond* aforesaid, Esquire; *John Rivington* of *Saint Paul's Church Yard* in the City of *London*, Bookseller; *William Barnard* of *Richmond* aforesaid, Gentleman; *Richard Chilman* of *Brighton* in the County of *Sussex*, Gentleman; *Thomas Price* of *Richmond* aforesaid, Esquire; *Samuel Paynter* of *Richmond* aforesaid, Esquire; *John Guyon* of *Richmond* aforesaid, Esquire; *Thomas Dowler* of *Richmond* aforesaid, M. D.; *Thomas Hopwood* of *Richmond* aforesaid, Chemist and Druggist;

Company to be a Corporate Body.

[Local.]

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Henry

*Henry Joseph Stanforth Hopwood* of *Richmond* aforesaid, Chemist and Druggist; and *William Preston* of *Margate* in the County of *Kent*, Gentleman, together with such other Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, as shall at any Time hereafter be possessed of One or more Share or Shares in the said Undertaking, and their respective Successors, Executors, Administrators, and Assigns, shall be and they are hereby united into a Company for making, completing, and maintaining the Works and Conveniences hereby authorized to be made according to the Provisions herein-after contained, and shall for that Purpose be One Body Politic and Corporate by the Name of "The *Richmond Waterworks Company*," and by that Name shall have perpetual Succession and a Common Seal, and by that Name shall and may sue and be sued, plead and be impleaded, at Law or in Equity, and shall have Power to purchase, take, and hold Lands and Tenements without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain, and to enter into all Contracts, Bonds, and other Assurances for carrying this Act into execution.

Whole Ex-  
pence to be  
subscribed  
before Act  
put in force.

II. And whereas the probable Expence of making and completing the Works hereby authorized to be made and maintained will amount to the Sum of Six thousand three hundred and thirty-two Pounds or thereabouts, and more than Four Fifth Parts thereof have been already subscribed for by several Persons, under a Contract, binding themselves, their Heirs, Executors, Administrators, and Assigns, for the Payment of the several Sums by them subscribed respectively; be it therefore enacted, That the whole of the said Sum of Six thousand three hundred and thirty-two Pounds shall be subscribed for before any of the Powers and Provisions given by this Act shall be put in force.

Signification  
of the Word  
"Company."

III. And be it further enacted, That, except where the Nature of the Provision or Context of the Act shall exclude such Construction, the Word "Company" shall mean the said *Richmond Waterworks Company*, and shall apply to the said Company and their Successors.

Freehold  
Property al-  
ready pur-  
chased to be  
vested in the  
Company.

IV. And be it further enacted, That the said several Hereditaments mentioned in the First Schedule hereto (which have been purchased for the Purposes of the said Company), with their Rights, Members, and Appurtenances, shall henceforth be and become and are hereby vested in the said Company, their Successors and Assigns, for the Purposes of this Act, for and during all the Estates, Rights, and Interests for ever hereafter of the said *Thomas Duggan* and his Heirs, and of the said *Thomas Price*, *John Guyon*, *William Barnard*, and *Thomas Hopwood*, their Executors and Administrators, in and to the same.

Engine,  
Building and  
Works to be  
erected.

V. And be it further enacted, That it shall be lawful for the said Company and their Successors to erect and form, and for ever thereafter to maintain and keep, under the Management and Superintendence of the Committee of Managing Directors hereby nominated and appointed, and to be nominated and appointed from Time to Time

as

as herein-after mentioned, on the Site of the said Premises hereby vested in the said Company as aforesaid, or any Addition to be made thereto under the Provisions of this Act, proper and suitable Buildings, Engine, and Works for Waterworks, and all necessary Appendages thereto, according to such Plans and Designs as have been or may be agreed upon by the Committee of Managing Directors for the Time being of the said Company; and that the same Premises, and all the Erections and Buildings and Works erected and to be erected and built therein, and all Mains, Pipes, Plugs, and other Property of the said Company, together also with the Money subscribed or to be subscribed as aforesaid, shall be deemed and taken as the Capital or Joint Stock or Fund of the said Company, and shall be accordingly held, used, and enjoyed by the said Company as a Joint Stock, and such said Joint Stock or Fund shall be and remain divided or considered as divided into and as comprehending Sixty numerical Shares of the Amount or nominal Value of One hundred Pounds each; and that the said several Persons herein-before named, their respective Executors, Administrators, and Assigns, shall be severally entitled to and interested in the said Land, Hereditaments, and Premises, and Works, and all other the Capital or Joint Stock of the said Company as aforesaid, and the Rents, Issues, and Profits, Income and Produce, to accrue or arise therefrom, in proportion and according to the Number and nominal Amount of the Shares of and in the same held by each of them the said Parties, and specified in Columns opposite to their respective Names in the Second Schedule to this Act annexed.

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

Shares to be  
Personal  
Estate.

VII. And be it further enacted, That all Costs, Charges, and Expences whatsoever of and incident to the Formation of the said Company, and of and incident to applying for and obtaining this Act, and the erecting, making, and completing the aforesaid and herein-after mentioned Buildings and Works, and all other Expences and Losses of the said Company, shall be paid and defrayed or retained by and out of the said Sum of Six thousand three hundred and thirty-two Pounds; and that no Dividend of the Profits of the said Company shall be made (unless the Committee of Managing Directors for the Time being shall so think proper) until all the Expences attending the making, erecting, and laying down, for the Purposes of the said Undertaking, a new Engine, and the necessary Buildings and Works, Machinery and Apparatus, and at least Two thousand five hundred and thirty-five Yards of Main Pipes, and all Expences attending this Act, be fully paid and satisfied.

Expences  
of forming  
the Com-  
pany, how  
to be paid.

VIII. And in order to enable the said Company and their Successors to obtain and have at all Times a good and sufficient Supply of Water for the Purposes of this Act, be it further enacted, That it shall and may be lawful for the said Company and their Successors

Power to  
make a  
Tunnel  
from the  
Thames.

to

to make and for ever hereafter to maintain and keep a Tunnel or Aqueduct from the River *Thames* to the Premises purchased by the said Company as aforesaid, and thereby to take and supply from the said River such Quantities of Water as shall be requisite for the said Undertaking, and for supplying and keeping a sufficient Supply thereof in the Wells, Reservoirs, and other Works of the said Company, and with such Sluice Gates and other Appurtenances to the said Tunnel or Aqueduct as may be necessary and proper, but such Tunnel or Aqueduct not to extend further into the River *Thames* than the Boundary of the Towing Path next the said River, and the same not to be of greater Width than the Frontage of the said Company's aforesaid Premises next the said Towing Path, and the said Tunnel or Aqueduct to be formed of Brick, Stone, Iron, or other like durable, strong, and sufficient Materials, and the Top thereof, and the said Sluice Gates and Appurtenances, to be so formed and kept as not to be any Obstruction or Impediment to the Passage along the said Towing Path, the Work in and near the said River to be done to the Satisfaction of the Clerk of the Works for the *Thames* Navigation for the Time being.

Company to  
repair the  
Tunnel, &c.

IX. And be it further enacted, That it shall be lawful for the said Company and their Successors at all Times to repair and keep in repair, alter and reconstruct or demolish, the said Aqueduct or Tunnel, Gates and Appurtenances, in such Manner as they shall from Time to Time think proper and expedient, subject to the like Conditions and Provisions as herein-before contained respecting the original Formation thereof.

Towing Path  
not to be  
impeded  
during the  
Progress of  
the Works.

X. Provided always, and be it further enacted, That the said Company shall during the Progress of any such Works as aforesaid form and make and keep a good and substantial Wooden or other Passage for covering any Trench or Opening in the said Towing Path, so that the making, forming, repairing, or altering the said Works shall not impede or hinder the towing of Craft along the River *Thames* or other Passage along the said Towing Path; and the said Company shall also do all such Works with all reasonable Dispatch, and make good all Damage to be occasioned by such Works.

Company  
may break  
up Streets  
and High-  
ways;  
and sink and  
lay Mains,  
Pipes, &c.

XI. And, for the Purposes of distributing such Water aforesaid to the Inhabitants, and effectuating the several Purposes of this Act, be it further enacted, That it shall be lawful for the said Company and their Successors, and for their Agents, Officers, Workmen, and Servants, to dig and break up the Soil and Pavements of any of the Roads, Highways, Footpaths, Streets, Lanes, Alleys, Passages, and public Places within the Parish of *Richmond* aforesaid, and to sink and lay Mains, Pipes, Trunks, and other Conveniences for the Purposes aforesaid, and to put Stopcocks or Plugs or Branches from such Mains, Pipes, Trunks, and other Conveniences in such Places and in such Manner as shall be necessary or convenient for the Purposes aforesaid, and from Time to Time to alter the Situation or Position of, and to repair, relay, refix, and maintain the same, and do all such Acts, Matters, and Things as the said Company and their Successors shall

shall from Time to Time think necessary for completing, amending, repairing, improving, and using the Works and other Things authorized by this Act to be done and provided, according to the true Intent and Meaning hereof, the said Company and their Successors doing therein as little Damage as may be, and making good and repairing all Damage to be thereby occasioned to the said Streets, Lanes, Highways, or any public or private Drain, Sewer, Watercourse, Pump, Pipe, or Well, and thereby impeding the public Highways and Passengers as little as may be.

XII. Provided always, and be it further enacted, That no Water Pipes belonging to the said Company shall be laid down at a less Depth than Eighteen Inches beneath the Pavements, Roads, or Ways in any of the Streets or Places within the said Parish; and the said Company shall be subject and liable to the Payment and Discharge of all Costs and Expences to be incurred by the breaking up, relaying, reinstating, and making good all such Ground and Pavements in any of the said Highways to be broken or taken up for any of the Purposes of this Act.

Pipes to be not less than Eighteen Inches below the Surface.

XIII. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used for the Conveyance of Water in, under, through, along, across, or round any Road, Street, Way, Lane, or other public Passage or Place within the Limits of this Act shall be laid at the greatest practicable Distance; (and whenever the Width of the Carriageway in such Road, Street, or Place will allow thereof, at the Distance of Three Feet at least,) as well from the nearest Part of any Gas Pipe already laid down or hereafter to be laid down by the Parish of *Richmond*, or by any Company of Proprietors, for the Conveyance of Gas in, under, through, along, across, or round any of the said Roads, Streets, Ways, Lanes, or other public Passages or Places, unless in Cases where it shall be unavoidably necessary to lay the Pipes of the said *Richmond* Waterworks Company across any of the Pipes of any Company of Proprietors for the Conveyance of Gas, in which Cases the said Pipes of the said *Richmond* Waterworks Company shall be laid over and above such Gas Pipes at the greatest practicable Distance therefrom, and shall form therewith as nearly as possible a Right Angle; and in such Cases the Pipes of the said *Richmond* Waterworks Company so crossing the Pipes of any Company of Proprietors for the Conveyance of Gas shall be at least Six Feet in Length, so that no Joint of any of the said Pipes of the said *Richmond* Waterworks Company shall be nearer to any Part of the Pipes of any Company of Proprietors for the Conveyance of Gas than Three Feet at least; and in laying down the said Pipes the *Richmond* Waterworks Company shall in that Case join Two or more Water Pipes together previous to their being laid in the Trench, but shall lay each Pipe as near as may be in its Place in the Trench, and shall in such Trench form the Joining with the other Pipes to be added thereto with proper and sufficient Materials, and shall also make and keep all and every such Pipes, and all Pipes connected and communicating therewith, and all the Screws, Joints, Inlets, and Apertures or Openings therein respectively, air-tight, and in every respect prevent the Water from

The Pipes to be laid in a particular Manner.

escaping therefrom, upon pain of forfeiting for any such Offence, if the said Company shall neglect or refuse to make such Water Pipes air-tight within Twenty-four Hours after Notice thereof given to them in Writing, the Sum of Fifty Pounds.

For prevent-  
ing the  
Escape of  
Gas.

XIV. And be it further enacted, That whenever any Gas should be found to escape from any of the Pipes which shall be laid down or set up by any such Body Politic or Corporate or other Persons, such Body Politic or Corporate or other Persons shall at their own Expence, immediately after Notice of any such Escape of Gas given to them or him by Parol or in Writing by any Person whomsoever, stop and prevent such Gas from further escaping; and in case the said Bodies Politic or Corporate or Persons shall not within Twenty-four Hours next after such Notice given prevent any further Escape of Gas, and thereby remove the Cause of Complaint, then and in every such Case the said Body Politic or Corporate or Persons as aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds for each Day after the Expiration of Twenty-four Hours from the Time of giving such Notice during which the Gas shall be suffered to escape as aforesaid; which Penalty or Penalties shall from Time to Time be recoverable in a summary Way on the Oath or Affirmation of some credible Witness, by Information to be laid before some Justice of the Peace for the County of *Middlesex* or *Surrey*, and may be recovered and levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of such Bodies Politic or Corporate or Persons as aforesaid.

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

XV. And be it further enacted, That if any Body Politic or Corporate, or any Contractor or Contractors, or any other Person or Persons, who by making, furnishing, or supplying any Gas used, burnt, or consumed within the Limits of this Act, for lighting any Street, Highway, or Place, or any House, Manufactory, or any other Building therein, shall at any Time drain or convey, or cause or suffer to be drained or conveyed, or to run or flow, any Washings or other Waste Liquids, Substances, or Things whatsoever which shall arise or are produced in or by the said Gas Works, or in the Manufacture or Process of making or procuring such Gas, into any River, Brook, or running Stream, Canal, Reservoir, Aqueduct, Feeder, Pond, Spring Head, or Well, or into any Drain, Sewer, or Ditch communicating thereto, or do or cause to be done any Annoyance, Act, or other Thing to the Water contained in such River, Brook, or running Stream, Canal, Reservoir, Aqueduct, Feeder, Pond, Spring Head, or Well, Drain, Sewer, or Ditch, whereby the said Water or any Part thereof shall or may be spoiled, fouled, or corrupted, then and in each and in every such Case such Body Politic or Corporate, Contractor or Contractors, or other Person or Persons, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or Forfeiture may be sued for and recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Complaint, Suit, or Information, wherein no Essoign, Privilege, Protection, or Wager of Law, nor more than One Imparlanche, shall be allowed; and the Whole of such Penalty shall

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 Twelve Calendar Months from the Time that such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased or determined: Provided also, that over and above and in addition to the said Penalty of Two hundred Pounds, and whether such Penalty shall have been sued for and recovered or not, in case the said Washings or other Waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, into any River, Brook, or running Stream, Canal, or Reservoir, Aqueduct, Feeder, Pond, Spring Head, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any Person or Persons to whom the same shall belong, or by any other Person or Persons whomsoever, to such Body Politic or Corporate, or Contractor or Contractors, or Person or Persons, and they or he shall not, within Twenty-four Hours after such Notice shall have been given to them or him as aforesaid, stop, hinder, or prevent all and every such Washings, Waste Liquids, noisome or offensive Liquids, Substances, or Things, from being drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case such Body Politic or Corporate, Contractor or Contractors, or Person or Persons, so offending, shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, Waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid, or such other Annoyance, Act, or Thing shall be so done as aforesaid; and such last-mentioned Penalty shall and may be recovered, levied, and applied in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered, levied, and applied, and shall be paid to the Informer, or to the Person or Persons whom, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by such Act done or committed.

XVI. And be it further enacted, That whenever the Water of the said Company shall be contaminated or affected by the Gas of any Body Politic or Corporate, or Contractor or Contractors, or Persons making, furnishing, or supplying Gas, such Body Politic or Corporate, or Contractor or Contractors, or Person or Persons, so offending, shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, to be sued for and recovered under this Act, and shall be applied to and for the Use and Benefit of the said Company; and in case any such Water shall be contaminated or affected by Gas in any way whatever, then and in every such Case the Body Politic or Corporate, or Contractor or Contractors, or any Person or Persons making, furnishing, or supplying such Gas, shall, within

To prevent  
Contamina-  
tion of  
Water.

within Twenty-four Hours next after Notice thereof in Writing, signed by the Chief Clerk or Secretary for the Time being of the said Company, to be left at the usual Office or Place of transacting Business of the Body Politic or Corporate, Contractor or Contractors, or Person or Persons so offending, cause the most proper and effectual Measures to be taken effectually to stop and prevent Gas from escaping from the Works, Mains, or Pipes, or contaminating or affecting such Water; and in case any such Body Politic or Corporate, Contractor or Contractors, or Person or Persons, shall not within Twenty-four Hours after each and every such Notice so left as last aforesaid effectually stop and prevent Gas from escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination whereof Notice shall be given as aforesaid, then and in every such Case the said Body Politic or Corporate, Contractor or Contractors, or Person or Persons making, furnishing, or supplying such Gas, shall, on each and every such Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the Chief Clerk or Secretary for the Time being of the said Company, for the Use and Benefit of the said Company, over and above the before-mentioned Penalty of Twenty Pounds, the Sum of Ten Shillings for each and every Day during which the Water of the said Company shall be and remain contaminated, tainted, or affected by such Gas; and in default of Payment of any such Penalties as aforesaid the same shall and may be recovered by Information to be exhibited on the Oath or Affirmation of One credible Witness by and in the Name of the Chief Clerk or Secretary of the said Company, before any Justice of the Peace for the County of *Middlesex* or *Surrey*, with Costs, to be assessed by such Justice, and to be levied and recovered as any other Penalty is by this Act directed to be levied and recovered; and such Penalty or Penalties and Costs, when so levied, shall be paid to the Chief Clerk or Secretary for the Time being of the said Company.

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

XVII. And whereas it may be or become a Question on such Complaint as aforesaid whether or not the said Water be contaminated or affected by the said Gas; be it therefore enacted, That in every such Case it shall and may be lawful to and for the said Company to dig to and about, and search and examine, the Mains, Pipes, Conduits, and Apparatus of any Body Politic or Corporate, Contractor or Contractors, or Person or Persons making, supplying, or furnishing Gas, for the Purpose of ascertaining whether or not such Contamination proceeds from or be occasioned by the Gas of such Body Politic or Corporate, Contractor or Contractors, or Person or Persons whose Mains, Pipes, Conduits, and Apparatus, or any of them, are so dug to and examined; and if it shall appear that the said Water has been contaminated by any Escape of such last-mentioned Gas, the Costs and Expences of the said Digging, Search, Examination, and Repair of the Pavement of the Street or Streets which shall be taken up or disturbed shall be borne and paid by the said last-mentioned Body Politic or Corporate, Contractor or Contractors, Person or Persons so offending; which Costs and Expences shall be ascertained and determined, if necessary, by such Justice or Justices as aforesaid, and be recovered.



recovered in like Manner as any Penalty may be by virtue of this Act: Provided always, that if upon Examination it shall appear that such Contamination has not arisen from the Escape of Gas from any of the Mains, Pipes, or Conduits so dug to or examined as aforesaid, then and in every such Case the said Company shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also make good to the same Body Politic or Corporate, Contractor or Contractors, Person or Persons, whose Mains, Pipes, Conduits, or Apparatus are so dug to, searched, and examined, all Loss, Injury, or Damage which may be thereby occasioned to them in and by such Search and Examination, and also to the Pavement of the said Streets so broken or disturbed in such Search or Examination, the Amount of such respective Loss, Injury, or Damage to be ascertained and determined by such Justice or Justices as aforesaid.

XVIII. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent any Person from proceeding by Indictment or otherwise against any of the Officers, Servants, or Workmen of the Body or Bodies Politic or Corporate, Contractor or Contractors, or other Person or Persons whomsoever making, furnishing, or supplying any Gas used, burnt, or consumed within any Street, Highway, Place, or any House, Manufactory, or other Building, in respect of any Works or the Means which should be employed by them in making the said Gas and using the same, as a public or private Nuisance, or from bringing any Action against the said Bodies Politic or Corporate, or Contractor or Contractors, or Person or Persons as aforesaid, or any of their Officers, Servants, or Workmen, for any Injury sustained by reason of such Works, or the Use of the said Gas, or the Method of lighting therewith, whether such Injury shall proceed from the Preparation or the Use of the same Gas, or Method of lighting, or Carelessness or Want of Skill of any of the Persons employed therein, or from any other Cause whatsoever.

Act not to prevent Gas Companies, &c. from being proceeded against by Indictment.

XIX. Provided always, and be it further enacted, That whenever any Ground, Highway, or Pavement shall be opened or broken up by the said Company, their Agents, Servants, or others by them employed, for laying, taking up, or repairing any Pipes by virtue of this Act, the Workmen employed in laying, taking up, or repairing the same shall forthwith fill up the Trenches and make good the Ground, Pavements, and Roads, and carry away the Rubbish occasioned thereby, without any unnecessary Delay, and shall in the meantime fence or guard and affix Lights during the Night, and all Night, at or near the Place or Places where any Ground shall be opened, in such Manner as to prevent Accidents to Passengers, Carriages, and Cattle: Provided always, that if there shall be any wilful or negligent Delay in the said Company, or any of their Agents or Servants, or any other Person or Persons acting by or under their Authority, in filling in any such Ground, or removing Rubbish, or making good any such Ground, Pavements, Highways, or Roads, public or private Drain, Sewer, Water-course, Pump, Pipe, or Well, then and in every such Case it

Pavements, &c. broken up to be made good by the Company.

In case of Neglect, the Vestrymen to repair at the Cost of the Company.

[Local.]

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shall

shall be lawful for the Vestrymen, Trustees, or Commissioners, or other Persons under whose Jurisdiction, Care, or Management such Pavements, Highways, or Roads now are or hereafter shall be respectively, or their Surveyor or Surveyors, or any other Person or Persons acting by or under the Authority of such Vestrymen, Commissioners, or Trustees, or other Persons respectively as aforesaid, or any Person or Persons sustaining any Damage thereby, to fill in such Ground, and remove such Rubbish, and to repair and make good any such Ground, Pavement, Highway, or Road so broken up, or any such public or private Drain, Sewer, Watercourse, Pump, Pipe, or Well, and properly to fence or guard any such Trench or Excavation, and to place and maintain such Light or Lights during the Night as to them shall seem necessary; and the reasonable Costs and Charges thereof shall be paid by the said Company, and in default of Payment thereof for Twenty-eight Days next after Demand shall be made by such Surveyor or other Persons acting by or under the Authority of the said Vestrymen, Commissioners, or Trustees, or other Persons respectively aforesaid (Proof of such Demand being made by the Oath of One credible Witness before One or more Justice or Justices of the Peace for the said County of *Surrey*), all such reasonable Costs and Charges may be levied and recovered from the said Company by Distress and Sale of their Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of any such Justice or Justices, and which Warrant such Justice or Justices is and are hereby empowered to grant, and such Costs, Charges, and Expences shall be paid to such Vestrymen, Commissioners, or Trustees, or other Persons aforesaid, accordingly.

Inhabitants  
may lay on  
Pipes to  
Mains.

XX. And be it further enacted, That such of the Inhabitants of the Parish of *Richmond* aforesaid as shall be desirous of having Water from the said Waterworks laid into their Houses, Buildings, or other Premises may and are hereby authorized and empowered, at their own Expence (upon giving Ten Days previous Notice in Writing of his or her Intention so to do to the said Company), and having first obtained the Consent of any Owner of other Premises through which the Pipes shall be conveyed, to open the Ground between the Company's Main Pipes and the respective Houses, Buildings, and other Premises of such Inhabitants, and to lay any Leaden Service Pipe or Pipes of the Bore of Three Quarters of an Inch, or of a greater Bore if the said Company shall consent thereto, from such respective Houses and Buildings and other Premises, to communicate with the said Main Pipes: Provided nevertheless, that such Service Pipes shall be inserted into the Pipes of the said Company, at the Expence of the Party requiring a Supply, by the said Company's Servants, or some other Person or Persons authorized by the Committee of Managing Directors of the said Company for the Time being; and such respective Inhabitants shall pay to the said Company of Proprietors the Rates herein-after mentioned for such Supply.

In case Rents  
are in arrear,

XXI. And be it further enacted, That in case Default shall be made in Payment of any Rate or Rates, Rent or Rents, or Sum or Sums

Sums of Money, at any Time or Times to be due or payable to the said Company under or by virtue of this Act, it shall and may be lawful for the said Company to cause any Service Pipe or Pipes used for supplying with Water the Person or Persons making such Default, and communicating with the Main Pipes or Aqueducts belonging to the said Company, to be separated from the said Main Pipes or Aqueducts; and to cause the Water to be stopped from issuing or running into the Houses, Buildings, and other Premises of every Person making such Default; and the Rate or Rates, Rent or Rents, Sum or Sums of Money which shall be due and in arrear from such Person or Persons to the said Company, and every Part thereof, in case the Amount due shall be less than Twenty Pounds, shall be recoverable and shall and may be recovered by the said Company, together with the Costs and Expences of removing such Pipes and stopping such Water; and of making the Distress, by Warrant under the Hand and Seal of any Justice of the Peace, by Distress and Sale of the Goods and Chattels of the Person or Persons refusing or neglecting, or liable to pay the same or any Part thereof, wherever such Goods and Chattels may be found, or of any Goods and Chattels whatsoever found upon the said Premises which by Law would be liable to a Distress for Rent, in the same Manner as Rents reserved or in arrear on Common Law Demises may by Law be recovered; or in case the Amount due shall amount to or exceed Twenty Pounds, then the same, with Costs of Suit, may be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case.

the Company may stop the Supply of Water.

XXII. And be it further enacted, That the said Company of Proprietors shall by means of the said Works authorized to be established furnish a sufficient Supply of Water, so far as their Means will allow, to every Inhabitant occupying a private Dwelling House or Part of a Dwelling in any of the Squares, Streets, Courts, Alleys, and other Places within the said Parish of *Richmond* where the Main Pipes of the said Company shall be laid down, for the Use of his or her own Family, at the following Rate *per Annum*; (that is to say,) where the Rack Rent or Value of such Dwelling House or Part of a Dwelling House shall not exceed Twenty Pounds *per Annum*, at a Rate *per Centum per Annum* upon such Rent or Value not exceeding Seven Pounds Ten Shillings; and where such Rent or Value shall be above Twenty Pounds and not exceeding Forty Pounds *per Annum*, at a Rate *per Centum per Annum* on such Rent or Value not exceeding Seven Pounds; and where such Rent or Value shall be above Forty Pounds and not exceeding Sixty Pounds *per Annum*, at a Rate *per Centum per Annum* on such Rent or Value not exceeding Six Pounds Ten Shillings; and where such Rent or Value shall be above Sixty Pounds and not exceeding Eighty Pounds *per Annum*, at a Rate *per Centum per Annum* upon such Rent or Value not exceeding Six Pounds; and where such Rent or Value shall be above Eighty Pounds and not exceeding One hundred Pounds *per Annum*, at a Rate *per Centum per Annum* on such Rent or Value not exceeding Five Pounds Ten Shillings; and where such Rent or Value shall be above One hundred Pounds *per Annum*, at a Rate *per Centum per Annum* upon such Rent or Value not exceeding Five Pounds; and

Rate of Charge for Supply of Water.

and every such Rate shall be payable according to the actual Amount or Value of the said Rack Rent.

Penalty for not supplying Water to the Inhabitants.

XXIII. And be it further enacted, That in case the said Company shall neglect or refuse to supply any of the said Inhabitants occupying any private Dwelling House in any Square, Street, Close, or Lane where the Pipes of the said Company shall be laid with Water, for the Use of his or her own Family, at the Rate or Rent aforesaid, for the Space of Five Days, (after Demand in Writing shall have been made by such Inhabitant to the Secretary, Clerk, Engineer, or other Servant of the said Company for the Time being, for such Supply of Water, and Tender made to such Secretary, Clerk, Engineer, or other Servant of the Amount of the Rate or Rent so payable immediately in advance for such Supply,) the said Company shall forfeit and pay to such Inhabitant Treble the Amount of the Rate or Rent so tendered, (in case the said Company at the Time of such Demand and Tender being made can grant such Supply of Water without lessening the Supply to the other Tenants of the said Company, but not otherwise,) to be levied and recovered, together with such Costs and Charges as shall be awarded and allowed, by Warrant under the Hand and Seal of any One Justice of the Peace, by Distress and Sale of the Goods and Chattels of the said Company, and also the further Sum of Ten Shillings for every Day after the Decision is made by such Justice that the said Company shall neglect or refuse such Supply, to be recovered as the above-mentioned Penalty is herein-before directed to be recovered: Provided nevertheless, that the said Company of Proprietors shall not be obliged to furnish such Supply to any Inhabitant for less than One Pound in any One Year unless they shall think fit so to do; and in case of Schools, Manufactories, Dyers, Printers, Bleachers, Brewers, Innkeepers, Livery Stable Keepers, Alehouse Keepers, Vintners, Laundresses, or other Persons requiring a Supply of Water for other Purposes than those of his or her own Family Consumption, or Persons requiring a Supply of Water for Gardens, Baths, Ponds, Pools, or for washing Carriages, or for Cows or Horses, or for Purposes of any Trade or Business whatsoever, such Supply shall be furnished by the said Company of Proprietors in such Cases at such Rates as shall be settled by and between the Committee of Managing Directors of the said Company and such Persons respectively.

Schools, Manufactories, &c. to pay extra.

Where several Houses are supplied by One Pipe, each Occupier to pay.

XXIV. And be it further enacted, That where several Messuages, Cottages, Dwelling Houses, or Tenements in the Occupation of several Persons shall be supplied by One common Branch Pipe, to be laid to and introduced into the Main Pipes of the said Company, the several Owners or Occupiers of the said Messuages, Cottages, Dwelling Houses, or Tenements shall be rated as he, she, or they would be liable to pay for the same if each of such several Messuages, Cottages, Dwelling Houses, or Tenements were separately supplied with Water by a distinct Branch Pipe from the Works of the said Company; such several Rates, in case of Nonpayment, to be recovered as herein-before mentioned with respect to the said Water Rates generally.

XXV. And

XXV. And be it further enacted, That the Rent or Rents, Rate or Rates, payable to the said Company under and by virtue of this Act, shall be payable quarterly on the Four usual Quarter Days of Payment of Rent, and be payable and become due in advance immediately after the Commencement of the Period for which the Persons using the Water may contract or agree with the said Company, or the Directors of the said Company.

Rates to be payable quarterly.

XXVI. And be it further enacted, That if any Person or Persons supplied with Water by virtue of this Act shall wilfully permit any other Person or Persons, not having the Authority or Consent of the said Company, to take any Water at or from the Pipes of the said Company, or shall supply such Person or Persons with any Water supplied by the said Company, or shall, by negligently suffering his, her, or their Pipes, or the Cocks belonging thereto, to be out of repair, 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.

Penalty for allowing Persons not rated to take Water, and for Waste;

XXVII. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to subject any Person or Persons supplied with Water by the said Company to a Penalty or Forfeiture for supplying any Person or Persons whomsoever with any Quantity of such Water in case of Fire, or during any Time that the Pipe or Pipes, Cock or Cocks, belonging to any such Person or Persons supplied with Water by the said Company, shall or may, without the wilful Default of such Party or Parties, happen to be out of repair.

Except in case of Fire.

XXVIII. And be it further enacted, That the said Company shall and they are hereby required, upon the carrying into and laying down any Main Pipe in any Street, Passage, or Place for supplying the same with Water, to fix and place, or cause to be fixed and placed, at the Time of laying down such Main Pipe, One or more sufficient Fire Plug or Fire Plugs in such of the Streets, Passages, or Places supplied with Water from such Main Pipe as the Committee of Managing Directors for the Time being shall think meet and requisite for the Supply of Water for the extinguishing of Fires; and when and as soon as any such Fire Plug shall be finished the said Company shall immediately deliver a Key or Keys of such Fire Plug or Fire Plugs at the Place or Places within the Parish of *Richmond* aforesaid where any Engine shall be kept for extinguishing of Fires; and the Mains to be laid down by the said Company in pursuance of this Act shall always be charged with Water during the Night, to be used in case of Accidents by Fire.

Fire Plugs to be laid down.

XXIX. And be it further enacted, That it shall be lawful at any Time for any Justice of the Peace acting in and for the County of *Surrey*, upon Evidence being given before him on the Oath, or (in the Case of a Quaker) on the Affirmation of any One or more credible Person or Persons, that there is reasonable Ground to believe that the Water in any Dwelling House or other Premises

Magistrates may authorize Company's Servants to enter Premises.

supplied by the said Company is either fraudulently abstracted or wasted by Neglect or otherwise, or that the Cistern or any of the Cisterns, or the Ball Cock thereof, in or upon any such Dwelling House or other Premises, is or are improper or insufficient, to issue his Warrant, thereby authorizing some One or more of the Servants of the said Company to enter such Dwelling House or other Premises, upon giving Forty-eight Hours previous Notice, and to examine the Cisterns and Pipes and other Machinery thereof; and that in case the Inhabitant or Inhabitants of such Dwelling House or Premises shall refuse to permit the Servant or Servants of the said Company so authorized as aforesaid to enter such Dwelling House or Premises, and view the Cisterns and Pipes and other Machinery thereof, at any reasonable Time or Times during the Day, such Inhabitant or Inhabitants shall forfeit and pay to the said Company for every such Refusal a Sum not exceeding Five Pounds, to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered, and to be applied to and for the Use and Benefit of the said Company.

Cisterns, &c.  
with Ball  
Cocks to be  
provided.

XXX. And in order to prevent as much as possible the wilful or negligent Waste of Water, be it further enacted, That each and every Person supplied with Water by virtue of this Act shall, and he, she, and they is and are hereby required to provide a proper Cistern or Cisterns, Water Butt or Water Butts, of proper Materials, to receive and hold such Quantity of Water as shall be deemed sufficient for his, her, or their Consumption, and he, she, and they is and are hereby required to provide a Valve or Ball and Stop Cock, and to fix or cause to be fixed the same to the Pipe conducting the Water from the Pipes belonging to the said Company to such Cistern or Cisterns, Water Butt or Water Butts, and at all Times afterwards shall keep the same in good Repair for the Purpose of preventing the Water running into such Cistern or Cisterns, Butt or Butts, from running to Waste when the same shall be full; and in case any Person or Persons supplied with Water by virtue of this Act shall neglect to provide such Cistern or Butt, and also a Ball or Valve or Stop Cock, and to affix or cause to be affixed the same in manner aforesaid, for the Purposes aforesaid, it shall be lawful for the said Company or their Committee, or any Person or Persons acting by virtue or under the Authority of the said Company, to cut off the Pipe and turn off the Water, by such Ways and Means as to him shall seem right and proper, from the House, Building, or other Premises of every such Person, until such a Cistern or Cisterns, Butt or Butts, and other Apparatus, shall be provided.

First Di-  
rectors :

their Powers  
and Duties.

XXXI. And be it further enacted, That the said *Thomas Price, Thomas Duggan, John Guyon, William Barnard, and Thomas Hopwood* shall from and immediately after the passing of this Act be the Directors of the said Company, and they and their Successors, as such Directors, shall be called "The Committee of Managing Directors," and they and the Successors of such Committee are hereby vested with full Power to manage and superintend, and to employ proper Persons in and about the conducting, carrying on, finishing, and completing the Erections and Works aforesaid, according to the Plans and Designs which shall

shall at any Time hereafter be determined or agreed on by them, and generally to superintend and direct the Concerns of the said Company, and shall have full Power, for and in the Name and on the Behalf of the said Company, to contract and agree with any Person or Persons for the erecting, making, and completing of the said intended Waterworks, and such other Appendages as aforesaid, and fixing and laying down Pipes, Mains, Plugs, and other Requisites, at such Prices and on such Terms and Conditions as the said Committee shall think fit and reasonable for the Interest and Advantage of the said Company; and such Committee shall forthwith elect and choose a Treasurer, Clerk, Collector, and such other Officers, with proper and suitable Salaries and Appointments, as shall be thought requisite or necessary for carrying on and conducting the Concerns and Business of the said Company, and to continue their respective Employments during the Periods herein-after mentioned; but, nevertheless, subject to a Power which is hereby vested in the said Committee of Management, for any Cause they or the major Part of them present at any of their Meetings shall deem just, to remove and displace such Treasurer, Clerk, Collector, or other Officers, or any of them, and to elect and appoint any other fit and proper Person or Persons in the Stead or Place of the Treasurer, Clerk, or other Officer who shall be so removed and displaced as aforesaid, to continue their respective Employment (but subject to be removed and displaced in like Manner) for such Periods as herein-after mentioned; the said Committee always taking such Security as they shall deem good and sufficient, whether personal or otherwise, and with or without Surety or Sureties, from all Treasurers, Collectors, and other Officers who shall have the Care and Custody of any Monies to be collected or received on account of the said Company.

XXXII. And be it further enacted, That the said Directors hereby appointed as the first or present Committee of Managing Directors, and likewise the first Treasurer, Clerk, and Collector to be appointed by them, shall respectively continue in Office until the First Day of *July* which will be in the Year of our Lord One thousand eight hundred and thirty-eight, and thenceforth until their Successors shall be appointed in manner herein-after prescribed.

Directors,  
&c. to remain in  
Office until,  
&c.

XXXIII. And be it further enacted, That all Meetings of the said Directors and Proprietors shall be held in the Parish of *Richmond* aforesaid, and the same shall from Time to Time be convened by Letter, to be signed by the Clerk to the said Company for the Time being, to be sent by Post or otherwise to the then most usual or last Place of Abode for the Time being of the respective Directors and Proprietors for the Time being so intended to be convened.

Meetings to  
be called  
and held.

XXXIV. And be it further enacted, That on the First Day of *July* One thousand eight hundred and thirty-eight, and afterwards at the End of each subsequent Third Year, computed from the said First Day of *July* One thousand eight hundred and thirty-eight, or within One Calendar Month next following the Expiration of such respective Periods (up to which Time it is hereby enacted the Committee of Management

Election of  
Directors.

Management for the Time being last appointed shall remain in Office), Two at least of such Directors aforesaid for the Time being by Rotation shall go out of Office, to be determined by Ballot by a Majority of Proprietors present at a Meeting to be convened by Seven or more Days previous Notice, to be addressed and sent as herein-before mentioned by the Clerk of the said Company for the Time being, and to be held at such Time and Place in the Parish of *Richmond* aforesaid as the last-appointed Committee of Management for the Time being shall appoint; and at such Meeting there shall be triennially nominated and elected by the said Proprietors then present, or the major Part of them in Number and Amount of Shares, another Director in the Room of each Director so going out of Office; and also, if deemed necessary, a Treasurer, Clerk, and Collector, and other Officers, for conducting and carrying on the Concerns and Business of the said Company, for Three Years, to be computed from the Day on which the Time shall have expired from which their immediate Predecessors in the like Employment shall have been elected and appointed as aforesaid; and that such Treasurer, Clerk, and other Officers shall be liable to be removed and displaced by the Committee of Management for the Time being, and such Committee shall have Power to appoint other such Officers *ad interim* in the Place and Stead of those to be so removed as aforesaid.

Officers, &c.  
to be ap-  
pointed.

Three Di-  
rectors to be  
a Quorum.

XXXV. And be it further enacted, That any Three of the Committee of Managing Directors of the said Company for the Time being (they meeting agreeably to the Rules and Forms hereby established or to be established in that Behalf) shall be a Quorum, and constitute an effectual and acting Body, and have full Power to exercise all the Authorities hereby vested in the said Committee at large, but each Director so acting in Committee shall have but One Vote; and such Committee of the said Company for the Time being shall have and be invested with and the same is hereby invested with full Power and Authority to manage, order, oversee, and transact all and singular the Affairs and Business of the said Company; and all Matters and Things whatsoever relating to or concerning the same, and shall have the absolute Control and Discretion of hiring and discharging Workmen and petty Officers not herein specially provided for.

Powers of  
Directors.

XXXVI. And be it further enacted, That the Power and Authority of the said Committee shall include and extend to, as well such Matters herein-before mentioned or referred to, as also the making or devising the Rules, Orders, and Regulations touching the Government, carrying on, and Management of the said Company, subject only to be altered or rescinded at any Annual or Special General Meeting of the said Company by a Majority in Number and Amount of Shares of the Members then present, and the convening Special and General Meetings of the Members of the said Company for special Purposes, when and as often as such Committee shall see fit, as also to the disposing, applying, and managing of all the Money, Funds, and Securities belonging thereto, and the appointing, settling, and paying the respective Salaries, Wages, Claims, and Demands of the several Agents and Persons employed in and for the Concerns of the said Company,



Company, including Treasurers, Clerks, and Collectors respectively, and they are hereby empowered to act in all other respects whatsoever in such Way and Manner as they the said Committee so to be appointed as aforesaid, or the major Part of them (or of Three of them as aforesaid), shall from Time to Time think fit to manage and direct the same, as most for the Interest, Benefit, and Welfare of the said Company.

XXXVII. And be it further enacted, That all the Acts, Rules, Orders, and Regulations of the said Committee for the Time being, relative to the Matters and Things aforesaid, and all other Matters and Things in respect of the general Concerns of the said Company, shall be binding and conclusive upon the said Company and the several individual Members for the Time being thereof, until the same shall be altered or rescinded at some Annual or Special General Meeting to be held of the Company, by a Majority in Number and Amount of Shares of the Members then present, and then subject and without Prejudice to all lawful Acts of the said Committee in the meantime.

Acts of Directors to be binding.

XXXVIII. And be it further enacted, That the said Committee of Directors hereby appointed, and to be chosen for the Time being pursuant to this Act, shall, as to the first Committee from the passing of this Act, and as to all future Committees immediately after such Election, accept and take upon themselves and enter upon and exercise the Business and Duties of their said Office and Appointment, and be at liberty to have and hold Meetings together in *Richmond* aforesaid when and where and as often as to them or the major Part of them shall seem proper and necessary, upon the Business of the said Company; but previously to every such Special Meeting, Notice thereof, not less than Three Days, under the Hand of the Clerk or Clerks of the said Company for the Time being, shall be given or sent to the Members of the said Committee.

Directors to commence Office.

XXXIX. And be it further enacted, That the said Committee shall meet Once in every Three Calendar Months at least.

Meetings of Directors.

XL. And be it further enacted, That if, upon the Discussion of any Measure or Proposition by the said Committee relative to any of the Affairs of the said Company, there shall be an equal Number of Voices or Opinions for and against any such Measure or Proposition, then and in every such Case the Chairman of the said Committee for the Time being shall have a casting or deciding Voice, and constitute or have the Effect of constituting a Majority in favour of or against the Measure or Question under Consideration; and the Chairman of the Committee for the Time being shall at each Meeting be appointed by the Majority then present.

Chairman to have a casting Vote.

XLI. And be it further enacted, That if at any Meeting of the Committee there shall not attend so many Members of the said Committee as are hereby required to constitute a Quorum for exercising the Powers hereby vested in such Committee, then and in every such Case the Meeting shall then be adjourned by the Members then present,

In case a sufficient Number shall not attend, Meeting to be adjourned.

present, or if no Member be present then by the Clerk or Clerks of the said Company, or such other Person as the said Committee shall appoint in his or their Place, to such other Time and Place in the Parish of *Richmond* aforesaid as he or they shall think fit, not exceeding Seven Days therefrom, and Notice of such Adjournment shall be given in like Manner as herein provided respecting Meetings of the Committee in general.

Directors,  
&c. becoming disqualified, Vacancies to be filled up.

XLII. And be it further enacted, That in case any of the said present or future Directors shall during their Period of Office die or refuse to act, or shall not personally be resident within the Parish of *Richmond*, or shall not attend at One Fourth of the Meetings of the said Committee between any Two successive Annual Meetings of the said Company, or shall cease to be possessed of Two Shares at least in the said Undertaking, or shall hold any Place, Office, or Employment or Contract under the said Company, or be concerned or interested, either directly or indirectly, in the furnishing any Article, Matter, or Thing purchased by the said Company for the said Undertaking, then and in every such Case it shall be lawful for the said Committee, and they are hereby directed, at any of their Meetings, after Notice or Knowledge thereof, to nominate and appoint from and out of the said Company some Person or Persons, not disqualified as aforesaid, to be a Member or Members of the said Committee in the Room or Stead of every Member so dying, refusing to act, neglecting to attend, not residing, or being otherwise circumstanced as aforesaid; and every Person so nominated and appointed shall have the like Powers and Authorities, and shall be subject to the like Rules, Orders, Regulations, and Restrictions, as the Person in whose Room or Stead he shall be nominated and appointed, and shall continue in Office as a Member of the said Committee for such Time as, and no longer, than the Person in whose Room or Stead he shall be so nominated or appointed might have continued in Office if living and continuing qualified and acting.

Special Meetings may be called.

XLIII. And be it further enacted, That if it shall at any Time appear to the Committee of Management, or to any Three or more of the Shareholders or Proprietors for the Time being of the said Undertaking, to be necessary or expedient to call a Special Meeting of the Proprietors at large, for more effectually putting or carrying this Act into execution, or in order to take their Opinion on any Question touching this Act, or concerning any Matters or Things to be done in or about the said Undertaking; or respecting any other Matter or Thing in which the Interests of the said Company or the Interests of the said Proprietors are or may be in any respect implicated or concerned, it shall be lawful for the said Committee of Management, pursuant to an Order for that Purpose to be made at any Meeting of the said Committee, or for any Three or more of the Shareholders or Proprietors in the said Undertaking, to call a Special Meeting of the Proprietors at large, by Letter from the Clerk or Clerks of the said Company in manner before expressed concerning the other Meetings aforesaid, specifying in such Letters the Cause of calling such Special Meeting, and the Time and Place where and when the same shall be held (the Time not being less

than Seven Days after such Notice shall be given, and such Place being in the Parish of *Richmond* aforesaid); and the said Company of Proprietors are hereby authorized and required to meet according to such Notice, and to take into consideration the Matters expressed in such Requisition and specified in such Notice, and the Decision and Determination on and respecting such Matters of the Majority in Number and Amount of Shares of the Proprietors present at any such Meeting shall be binding and conclusive upon the rest of the Proprietors to all Intents and Purposes, and shall be observed and acted upon accordingly; and the Powers of such General Meetings shall respectively extend to the Dismissal or Removal of any Directors for the Time being for any Misconduct, and the Election of another or others in his or their Stead, to continue till the next General Meeting for Election of new Directors, as well as all other Matters whatsoever concerning the said Company.

XLIV. And be it further enacted, That at every Meeting of the said Company One of the Proprietors present shall be appointed Chairman, who shall not only have a Vote or Votes as Proprietor or Proxy, but shall also, in case of a Division, have the decisive or casting Vote; and at every such Meeting as aforesaid the Proprietors present shall have Power to adjourn themselves from Time to Time to such Place or Places in the Parish of *Richmond* aforesaid as shall at such Meeting be thought meet and convenient, and be agreed upon.

Chairman  
to be ap-  
pointed.

XLV. And be it further enacted, That it shall and may be lawful for every Party entitled to a Vote at Meetings of the said Company, by Writing under his or their Hand or Hands, and in case of the Infancy, Idiocy, or Lunacy of any such Person or Persons, then for his, her, or their Guardian or Guardians, Committee or Committees, to appoint any other Proprietor or Proprietors entitled to vote in respect of his, her, or their own Share or Shares in the said Undertaking, their, his, or her Proxy or Proxies, to vote at any such Meetings of the said Company of Proprietors; and every such Vote by Proxy shall be as good and valid to all Intents and Purposes as if the Principal or Principals had voted in Person.

Votes may  
be given by  
Proxy.

XLVI. Provided always, and be it further enacted, That no Proprietor shall hold Proxies for more than Three other Proprietors; and every such Appointment shall be produced to the Clerk of the said Company, and entered in a Book to be kept by him for that Purpose, before any Vote shall be given in respect of such Appointment; and such Book shall, as to every Proxy entered therein, be sufficient Authority for any Proxy to give his Vote or Votes without Production of his Appointment at the Time of voting, until the same be revoked.

Limitation  
respecting  
Proxies.

XLVII. And be it further enacted, That any Person or Persons, having executed the Office of a Director, Treasurer, Clerk, or Collector, or having been otherwise employed in the Concerns of the said Company, shall immediately, or at any Time thereafter, be again eligible to be nominated to and be capable of holding the same or any other Office or Employment of the said Company.

Directors  
and Officers  
may be re-  
elected.

XLVIII. And

Annual Meeting to audit Accounts and make Dividends.

XLVIII. And be it further enacted, That a Meeting of the Directors shall be held annually in the Month of *July*, whereof Seven Days previous Notice shall be given to the Proprietors in general, in manner in and by this Act provided respecting Meetings of Proprietors, and who shall be at liberty to attend such Meetings of the Directors, and at every such Annual Meeting the Accounts of all Receipts and Payments for or in respect of the said Concern and of the Profits thereof, and all Losses and Damages, Debts and Duties, incurred or sustained by and due and owing from the said Company, and of all other Matters and Things relating to the said Company or the Concerns thereof, up to the preceding Twenty-fifth Day of *March*, shall be made up and entered in a Book or Books to be kept for that Purpose, and shall be examined, audited, settled, signed, and allowed by the said Directors then present, or the major Part of them, and a Rest or Balance thereof shall be fixed by such Managing Directors, and if in favour of the said Company, the said Directors then present, or the major Part of them, shall declare and order the Whole or such Part as they shall judge prudent of the clear Gains and Profits of the said Concern up to such Period as aforesaid to be paid and divided unto and amongst the several Members of the said Company for the Time being, in proportion and according to the Share or Number of Shares each of them shall hold or possess in the said Company; but if on any such Rest or Balance as aforesaid there shall appear to be any Loss, Debt, or Deficiency which the clear Gains and Profits of the said Concern for the Time being shall not extend to pay and satisfy, the same shall, at such Time or Times and in such Manner as such Directors or the major Part then present shall direct, be paid and discharged by the several Members of the said Company for the Time being, subject only to the Proviso hereinafter contained limiting the Amount of their Liability to contribute; and in case any Proprietor who shall have attended such Meeting shall not within Twenty-one Days next after such Meeting, or in case any Proprietor who shall not have attended such Meeting shall not within Twenty-one Days after the same shall be notified to him or her by the Clerk or Clerks of the said Company for the Time being, by Writing to be delivered to him or her, or sent by Post or otherwise, or to be left at his or her usual or last known Place of Abode in *England*, answer and make good his or her Share of such Loss, Debt, or Deficiency, by paying the same into the Hands of the Treasurer of the said Company for the Time being, in order to be applied for that Purpose, then and in every such Case the Part, Share, and Interest, or Parts, Shares, and Interests of any and every such Proprietor so making Default as aforesaid of and in the said Company, and all the Gains and Profits and all other Property of the said Company, shall, if the Committee of Managing Directors so think fit and declare, be from thenceforth absolutely vested in the other Proprietors of the said Company, and shall and may be sold by the said Company by public Sale or Auction, or by private Contract, by or under the Order or Direction of the Committee of Managing Directors of the said Company for the Time being, and be assigned and transferred by the said Company to any Person or Persons who may become the Purchaser or Purchasers thereof; and the Assignment and Transfer by the said Company shall be as good, valid, and effectual

effectual as if made by the Proprietor so making Default as aforesaid; and the Money arising therefrom shall be paid into the Hands of the Treasurer of the said Company for the Time being, and his Receipt shall be a good and sufficient Discharge for the same; and such Money shall be applied in Satisfaction and Discharge of the Share of the said Proprietor so making Default as aforesaid of the Loss, Debt, or Deficiency aforesaid, together with the Costs and Charges attending such Sale; and the Surplus thereof (if any) shall be paid over to such Proprietor, his or her Executors, Administrators, or Assigns; but from and after such Forfeiture and Sale any Proprietor whose Share shall be so sold shall thenceforth be discharged from all future Claims of the said Company for future Costs on account of such Share.

XLIX. And be it further enacted, That the Receipt or Receipts of the Person or any One of the Persons in whose Name or Names any Share or Shares in the said Undertaking shall stand in the Books of the said Company shall from Time to Time be a sufficient Discharge for any Dividend or Dividends, Sum or Sums of Money, which shall become due and payable and be paid for or in respect of any such Share or Shares, notwithstanding any Uses, Trusts, Intents, or Purposes upon or to which such Share or Shares shall be then settled, conveyed, or assigned.

Receipts of the Persons in whose Names Shares stand to be good.

L. And be it further enacted, That the said Committee of Managing Directors shall also have full Power and Authority from Time to Time, at any Meeting of the said Committee, to make such Call or Calls for Money from the several Proprietors of Shares in the said Undertaking, in order to defray the Expences of carrying on the same, or other the Purposes of this Act, as they shall from Time to Time find wanting and necessary for those Purposes, subject to the Provision herein-after contained limiting the Liability of the Proprietors to contribute, and so that no such Call shall be made except at the Distance of Fourteen Days at least from each other, and so that Fourteen Days Notice at least shall be given of every such Call to the Proprietors at large, by Letter from the Clerk of the said Company, in like Manner as herein provided respecting the Mode of giving other Notices; and all such Money so to be called for as aforesaid shall be paid to the Treasurer for the Time being of the said Company, to be issued, paid, and applied for carrying on the said Undertaking, in such Manner as the said Committee of Managing Directors shall from Time to Time order and direct.

Directors to make Calls.

LI. And be it further enacted, That the several Persons who have subscribed for or agreed to advance, or who shall hereafter subscribe for or agree to advance, any Money for or towards the said Undertaking, and who shall at any Time or Times hereafter have or hold any Share or Shares in the Capital or Joint Stock of the said Company, or shall be a Proprietor or Proprietors of the said Undertaking, shall, and he, she, and they is and are hereby respectively required to pay the Sum or Sums of Money respectively subscribed and to be subscribed for, and in such Parts, Shares, and Proportions

Enforcing Payment of Subscriptions.

as shall from Time to Time be called for by the said Directors, pursuant to the Powers and Directions of this Act, at such Times and Places, to such Person or Persons, and in such Manner as shall be ordered and directed by the said Directors; and in case any Person or Persons, Body or Bodies Politic or Corporate, shall neglect or refuse to pay any such Sum at such Time or Times and in such Manner as shall be ordered and directed by the said Directors, it shall be lawful for the said Company to sue for and recover the same by Action of Debt or otherwise in any of His Majesty's Courts of Record at *Westminster*, together with lawful Interest for the same from the appointed Time or Times of Payment, together with full Costs of Suit, from such Person or Persons respectively; and in like Cases of Neglect or Refusal where Two or more Persons shall have jointly subscribed for or be jointly possessed of One or more such Share or Shares, then in like Manner to sue for and recover the same, with full Costs of Suit as aforesaid, from all or any of such joint Subscribers or Proprietors.

Amount of  
Contribu-  
tions.

LII. Provided always, and be it further enacted, That no Proprietor shall be called upon or liable to contribute, for any of the Purposes herein mentioned, more than the Sum of Fifty Pounds (including what he has already paid) for and in respect of each old Share mentioned in the said Second Schedule hereto, or One hundred Pounds (inclusive as aforesaid) for and in respect of each new Share mentioned in the said Second Schedule hereto.

Power to  
borrow on  
Mortgage.

LIII. And be it further enacted, That it shall and may be lawful for the said Company, and their Successors, with the Consent of the Majority in Number and Amount of Shares of Proprietors present at any General Meeting of Proprietors convened under this Act, to borrow and take up at Interest on the Credit of the said Concern any Sum or Sums which the Committee of Managing Directors for the Time being shall think requisite and necessary for the said Concern, not exceeding, together with the said Sum of Six thousand three hundred and thirty-two Pounds already subscribed, and in part paid by the present Shareholders aforesaid, the Sum of Twelve thousand Pounds altogether; and in order to the raising of such Sum or any Part thereof the said Company or their Successors shall and may mortgage the Property of the said Undertaking, and the Rates and Profits arising or to arise therefrom, as a Security for the Repayment of such Sum or Sums of Money so to be borrowed, with Interest, to or for the Benefit of such Person or Persons as shall so advance the same; and all such Securities shall be made under the Hands of Three or more of the Directors, and sealed with the Seal of the said Company, and shall be in the Form or to the Effect following, or as near thereto as may be; (that is to say,)

Form of  
Mortgage.

‘ BY virtue of an Act passed in the Year of  
‘ the Reign of His Majesty King *William* the Fourth, inti-  
‘ tuled [*here insert the Title of this Act*] , We,  
‘ the Company of Proprietors of the *Richmond* Waterworks, in-  
‘ corporated by virtue of the said Act, in consideration of the Sum  
‘ of

of \_\_\_\_\_ of lawful Money of Great  
 Britain to us paid by \_\_\_\_\_, do hereby bar-  
 gain, sell, and assign unto the said \_\_\_\_\_, his  
 Executors, Administrators, and Assigns, the said Works and  
 Undertaking, and all and singular the Rates and Duties granted  
 or arising and payable to us by virtue of the said Act, to hold unto  
 the said \_\_\_\_\_, his Executors, Administrators, and  
 Assigns, until the said Sum of \_\_\_\_\_  
 \_\_\_\_\_, together with Interest for the same after  
 the Rate of \_\_\_\_\_ *per Centum per Annum*, shall be fully paid  
 and satisfied to him or them. Given under our Hands and Com-  
 mon Seal this \_\_\_\_\_ Day of \_\_\_\_\_.

Or in any other Form or to any other Effect which may be better adapted to the Circumstances under which any such Sum of Money shall be borrowed, but always determinable on the Payment of the Sum or Sums of Money to be so borrowed, with Interest for the same after such Rate as shall be agreed to be paid for the same by the Committee of Management for the Time being, and so that all Persons to whom such Mortgage shall be made shall be equally entitled one with another to the Funds and Property of the said Concern, and the Profits thereof, according and in proportion to the Sums by them respectively lent and advanced on the Credit thereof as aforesaid, without any Preference by reason of the Priority of Date of any such Mortgage or upon any other Account whatsoever; and the Money so to be borrowed as aforesaid shall be applied and disposed of for carrying on, completing, and maintaining the Works of the said Company, and otherwise for carrying the several Purposes of this Act into execution; and an Entry or Memorial of every such Mortgage as aforesaid, containing the Date, the Name or Names and Additions of the Party or Parties to whom the same shall be made, and the Sum thereby secured, with the Rate of Interest to be paid for the same, shall be made and entered in a Book to be kept for that Purpose by the Clerk or Clerks of the said Company for the Time being, and that such Book shall and may be perused *gratis*, at any seasonable Time, by any of the Proprietors or Creditors of the said Undertaking; and all and every Person and Persons to whom any such Mortgage shall be made as aforesaid, or who shall be entitled to the Money thereby secured, shall and may from Time to Time assign and transfer his, her, or their Right, Title, or Interest therein unto any Person or Persons whomsoever, either by Indorsement thereon or otherwise; which Transfer shall and may be made by a Deed in Writing in the Form or to the Effect following; (that is to say,)

An Entry of all Mortgages to be made by the Clerk.

I \_\_\_\_\_, in consideration of the Sum of \_\_\_\_\_  
 to me paid by \_\_\_\_\_ of \_\_\_\_\_,  
 do hereby transfer the within Mortgage [or a certain Mortgage  
 made to me by the Company of Proprietors of the *Richmond*  
*Waterworks*, bearing Date the \_\_\_\_\_ Day of \_\_\_\_\_  
 \_\_\_\_\_], and the Principal Sum of \_\_\_\_\_  
 \_\_\_\_\_ thereby secured, and the Interest now  
 due and hereafter to grow due for the same, and all my Right  
 and \_\_\_\_\_

Form of Transfer:

‘ and Property therein, unto the said Executors,  
 ‘ Administrators, and Assigns. In witness whereof I have hereunto  
 ‘ set my Hand and Seal this Day  
 ‘ of .’

An Entry of  
 all Transfers  
 to be made  
 by the Clerk.

LIV. And be it further enacted, That every Transfer of any such Mortgage shall within Twenty-eight Days from the Date thereof be produced to the Clerk or Clerks of the said Company of Proprietors, who shall thereupon cause an Entry or Memorial thereof, containing the Names and Descriptions of the Parties thereto, and the Particulars of such Transfer, to be made or entered in the Book to be kept for entering the Memorials of such original Mortgages; and before such Entry no such Transfer shall entitle the Assignee to the Benefit of the original Mortgage.

Mortgagee  
 not deemed  
 a Proprietor.

LV. And be it further enacted, That no Person to whom any Mortgage shall be given or transferred shall thereby be deemed a Proprietor of any Share, or shall thereby be rendered capable of acting as such at any Meeting of the said Company for or on account of any such Mortgage.

Mortgages  
 may be paid  
 off.

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

Power to  
 borrow on  
 Bond.

LVII. Provided always, and be it further enacted, That it shall be lawful for the said Committee of Management for the Time being, in case they shall think fit so to do, with the Consent of the Majority in Number and Amount of Shares of Proprietors present at any General Meeting of Proprietors to be convened as aforesaid, to borrow the Whole or any Part or Parts of the said Sum herein-before authorized to be raised by Mortgage as aforesaid upon Bonds under the Seal of the said Company, and all such Bonds shall be made payable in such Manner, and at such Time or Times, and at such legal Rate of Interest as the said Committee of Management for the Time being shall think proper.

Securities  
 not to be as-  
 signed ex-  
 cept by an  
 Instrument  
 in Writing.

LVIII. 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.

In case  
 Money shall  
 be paid off,  
 Company  
 may borrow  
 again.

LIX. And be it further enacted, That in case the said Company shall be required or be desirous to pay off and shall pay off all or any Part of the Principal Sum or Sums secured by any such Mortgages or Bonds as aforesaid, then and in every such Case it shall be lawful for the said Company, and they are hereby authorized and empowered, again, by any or either of the Ways or Means by which



which the said Company are hereby authorized to raise Money under this Act, to raise, in lieu of the Principal Money or Principal Monies so paid or to be paid off by them, so much and such Sums of Money as they shall have paid off or be required or be desirous to pay off to the Holders of the said Mortgages or Bonds or any Part or Parts thereof.

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

Interest on borrowed Money to be paid before Dividends.

LXI. And be it further enacted, That it shall and may be lawful for the said Committee of Managing Directors for the Time being, if they shall so think proper, with the Consent of the Majority in Number and Amount of Shares of the Proprietors present at any General Meeting of Proprietors convened under this Act, instead of raising or paying off any such Money as aforesaid by any of the Means aforesaid, to raise any such Money as aforesaid (either originally, or for paying off any such Mortgages or Bonds as aforesaid,) by the Admission of new Subscribers into the said Company, being either any such Mortgage or Bond Creditors, or any of them, or any other Person or Persons, by Shares of One hundred Pounds each, to be called, for the sake of Distinction, additional Shares, but no Person shall take or subscribe for less than One of such Shares; and the several Persons taking the same shall thenceforth in respect thereof be entitled to receive the same Benefit, and liable to all the same Burthens, as the Proprietors of original new Shares under this Act.

Power to make new Shares.

LXII. And be it further enacted, That proper Books shall be kept, wherein all the Proceedings of the said Committee and of the said Company generally shall be entered, and shall be signed by the Chairman of the Committee and other Meetings, and shall at all reasonable Times be open to the Inspection of the Proprietors *gratis*, and which Books shall be received as Evidence in any Court of Law or Equity in Matters relating to the said Company.

Books to be kept, and to be open to Inspection.

LXIII. And be it further enacted, That for the better securing to the several Subscribers towards the said Undertaking their respective Shares therein the said Company of Proprietors or their Committee of Managing Directors shall, as soon as the same can or may be done, cause the Names and Additions of the several Persons who shall be entitled to any of the said Shares in the said Undertaking, and the Number of such respective Shares to which they shall be respectively entitled, distinguishing the old Shares, the new Shares, and the additional Shares aforesaid, and also the proper Number by which every such Share shall be distinguished, to be fairly and distinctly entered

Shares to be entered in a Book.



manner herein directed, the said Clerk receiving for every such Ticket or Instrument which shall be so given or exchanged the Sum of One Shilling, and no more.

LXV. And be it further enacted, That all and every Person or Persons whose Name or Names shall at any Time hereafter stand in the said Register Book or List of Proprietors of the said Company as a Proprietor or Proprietors of One or more of the said Shares, whether as original Subscriber, or as Successors, Executors, Administrators, or Assigns of original Subscribers, shall be deemed and taken to be Proprietors of the several Shares standing in the said Book in his, her, or their respective Name or Names; and such Proprietor or Proprietors shall be subject and liable to the Payment of all and every Call or Calls made and to be made on their respective Shares, and to all Claims, Forfeitures, and Penalties to which the Proprietors of such Shares in the said Undertaking are and shall be subject and liable; and all Notices required to be given previous to the Forfeiture of such Shares to the Proprietors thereof shall, if given to the Person or Persons appearing by the Register Book of the said Company to be such Proprietor or Proprietors, or their Representatives, be in all respects good, sufficient, and conclusive; and all Payment of Interest and Dividends due and to grow due on the Shares shall be made to such Persons as by the said Book of the said Company shall appear to be Proprietors thereof respectively; and that no Assignment or Transfer of any such Shares which shall not have been brought to the said Clerk to be registered as directed by this Act shall be given or admitted as Evidence to defeat any Action or Suit or other Proceedings by the said Company to recover the said Calls on the said Shares; and no Assignment or Transfer of any of such Shares which shall not have been brought to the said Clerk to be enrolled or registered as hereby directed shall be given or admitted as Evidence to make the said Company liable to the Payment of Interest or Dividends in respect of any of the Shares to any other Person or Persons than such as shall appear upon the said Book to be Proprietors of the said Shares respectively, but that in all such Cases, except when it shall be expressly proved that the said Book is defective by reason of some Neglect or Default of the said Clerk, the said Book shall be considered as sufficient and conclusive Evidence of the Right and Title in and to the said Shares.

All Persons whose Names are in the Books to be deemed Proprietors.

Assignments, &c. not to be noticed until registered.

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

Proprietor not to vote unless registered, and all Calls paid up.

LXVII. Pro-

Persons succeeding to Shares by the Death of a Member to give Notice thereof to the Clerk.

LXVII. Provided always, and be it further enacted, That upon the Death of any Member thereof the Person or Persons who shall succeed or become entitled to the Share or Shares of any such Member, as his or her Legatee or personal Representatives, shall, within the Space of Three Calendar Months next after his, her, or their Right or Title to any such Share or Interest, Shares or Interests, shall have accrued, provided he, she, or they shall have attained the Age of Twenty-one Years, or if he, she, or they shall be then under the Age of Twenty-one Years, within Three Calendar Months after his, her, or their attaining that Age, unless prevented by Sickness or other reasonable Cause, and then as soon as may be after Removal of such Cause, give Notice thereof in Writing to the Clerk or Clerks of the said Company for the Time being; and a Minute of every such Legacy or Representation shall be entered in the Register Book of Shares to be kept as aforesaid.

Joint Proprietors of a Share to have only One Vote.

LXVIII. Provided also, and be it further enacted, That in case any One of the said Shares shall happen to devolve to or become vested in Two or more Persons, the Persons holding the same shall jointly have and be entitled to a single Vote only in respect thereof upon any Question touching the Concerns of the said Company.

LXIX. And be it further enacted, That it shall be lawful for the said Proprietors of the said Shares, their respective Executors, Administrators, and Assigns, to sell and dispose of any Share or Shares to which he, she, or they may be entitled therein, subject to the Rules and Conditions herein prescribed; the Transfer of which Shares shall be signed by the Transferors and Transferees respectively, and be in the Form or to the Effect following; (that is to say,)

Form of Assignment.

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

First Offer of Sale to be made to the Company.

LXX. Provided also, and be it further enacted, That none of the said Shares shall be sold without being first offered to the Committee of Managing Directors on behalf of the other Proprietors of the said Concern, such Offer to be made in Writing, at a Price to be named by the Party or Parties so desirous to sell, at one of the Meetings of the said Committee, and, upon such Offer being made, the Committee for the Time being shall convene a Special General Meeting of

of the said Proprietors in manner herein-before directed as to General Meetings; to determine whether they or any of them will purchase such Share or Shares; and in case any One Proprietor only shall be willing to purchase the same, such Proprietor shall have the Right of Pre-emption thereof at such Price as aforesaid; and in case Two or more of the said Proprietors shall be desirous to purchase the same, then it shall be decided by Lot which of such Proprietors shall have the Preference; and the Mode of drawing such Lots shall be decided and determined on each and every such Occasion by the Majority in Amount and Value of Shares of the Proprietors present at such Meeting; and such Share or Shares shall not afterwards be sold by the Person or Persons so offering the same for Sale as aforesaid at a lower Price than offered to be taken for the same at such Meetings, without the Consent of the Committee of Managing Directors of the said Company for the Time being, or unless the same be again offered at such lower Price to the said other Proprietors, in like Manner as herein provided respecting the first Offer thereof to them.

LXXI. And be it further enacted, That until the Transfer of any Share shall have been registered as herein-before directed such Purchaser or Purchasers shall have no Part of the Profits of the said Undertaking, nor any Dividend on such Share or Shares paid unto him, her, or them, or any Vote in respect thereof as Proprietor or Proprietors of the said Undertaking.

Purchaser to have no Interest until the Transfer is registered.

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

No Transfer to be made until Calls are paid.

LXXIII. And be it further enacted, That before any Person or Persons who shall claim any Part or Share of the Profits of the said Undertaking in right of Marriage shall be entitled to receive the same, or be entitled to vote in respect of any Share, an Affidavit containing a Copy of the Register of such Marriage shall be made and sworn to by some credible Person before a Master or Masters ordinary or extraordinary in Chancery, or One of His Majesty's Justices of the Peace, and shall be transmitted to the Clerk of the said Company, who shall file the same and make an Entry thereof in the Book or Books which shall be kept for the Entry of Transfers and Sales of Shares in the said Undertaking as aforesaid; and before any Person or Persons who shall claim any Part or Share of the Profits of the said Undertaking by virtue of any Bequest or Will, or under any Administration, shall be entitled to receive the same, and

Proprietorship in right of Marriage to be proved.

to vote in respect of any Share, the Will, or the Probate thereof, or the Letters of Administration, shall be produced and shown to the Clerk or Clerks, or a Copy of so much of such Will as shall relate to the Share or Shares of the Testator, and a Minute thereof shall be made and taken by the said Clerk or Clerks.

Power to contract for the Purchase of Lands and Buildings of Bodies Corporate, &c.

LXXIV. And be it further enacted, That it shall be lawful for the said Company and they are hereby empowered to treat, contract, and agree for the absolute Purchase of any Lands, Tenements, or Hereditaments for the Purposes of this Act, not exceeding Ten Acres, either to add to the present intended Site of the said Company, or for the Purpose of erecting or making a new Reservoir, or otherwise for the Purposes of the said Company, and to accept and take a Conveyance thereof; and it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Tenants for Life, or in Fee Tail, General or Special, or for any Term or Terms for Years absolute or determinable on any Life or Lives, and all Trustees and Feoffees in Trust for charitable or other Purposes, Vestrymen of the Parish of *Richmond*, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, and other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts respectively, whether Infants or Issue unborn, Lunatics, Idiots, Femmes Covert, or other Person or Persons under any Disability of acting for himself, herself, or themselves, or otherwise, and also for all Femmes Covert who are or shall be seised, possessed of, or interested in their own Right, and for all and every Person and Persons whomsoever who are or shall be seised, possessed of, or interested in any such Lands, Tenements, or Hereditaments which shall be thought necessary to be purchased for the Purposes of this Act, to treat, contract, and agree with the said Company for the Sale thereof, or for Satisfaction for any Damage which may be done thereto, and to sell and convey all or any Part thereof, and all Right, Title, and Interest whatsoever in and to the same and to the said Company, for the Purposes of this Act; and all Contracts, Bargains, Sales, and Conveyances which shall be so made by virtue and in pursuance of this Act shall, without any Fine or Fines, Recovery or Recoveries, Acknowledgment or Acknowledgments, or other Conveyances and Assurances in the Law whatsoever; and without Enrolment, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person or Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever of their several Cestuique Trusts, and all Persons whomsoever claiming or to claim by, from, or under them, and all Persons entitled in Remainder or Reversion expectant on any such particular Estate, and the same shall be deemed and considered to bar all Trusts, the Dower and Dowers of such Person and Persons, and all Estates Tail and other Estates, in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of such Person and Persons claiming under them, as effectually as Fines or Common Recoveries or Acknowledgments would do if levied or suffered or acknowledged by proper Parties in due Form of Law, any Law, Statute, or Usage,

Usage, or any other Matter or Thing, to the contrary thereof notwithstanding; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Tenants for Life, or in Fee Tail, General or Special, or for any Term or Terms of Years absolute or determinable on any Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all and every other Person and Persons, is, are, and shall be hereby indemnified for what he, she, or they shall do by virtue and in pursuance of this Act; which Conveyance shall be in the Words or to the Effect following, or as near thereto as may be; (that is to say,)

‘ I of , in consideration  
 ‘ of the Sum of to me paid by the Company of Proprietors  
 ‘ of the *Richmond* Waterworks, do hereby, in pursuance and by  
 ‘ virtue of the Power in that Behalf contained in the [an] Act passed  
 ‘ in the Year of the Reign of His Majesty King *William*  
 ‘ the Fourth, intituled *An Act for the better supplying the Parish of*  
 ‘ *Richmond in the County of Surrey with Water*, grant, release,  
 ‘ assign, and confirm [convey] unto the said Company [and their  
 ‘ Successors] all , and all my Estate, Right, Title,  
 ‘ and Interest therein [to and in the same and every Part thereof ],  
 ‘ to hold unto and to the Use of the said Company and their Succes-  
 ‘ sors for ever, according to the true Intent and Meaning of the said  
 ‘ Act. In witness whereof I have hereunto set my Hand and Seal  
 ‘ the Day of in the Year of  
 ‘ our Lord One thousand eight hundred and .’

Form of  
 Conveyance  
 to the Com-  
 pany.

LXXV. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, or for any other Matter, Right, or Interest, of what Nature or Kind soever, purchased, taken, or used by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity as herein-before mentioned, such Money shall, in case the same shall amount to or exceed Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* “The *Richmond* Waterworks Company,” pursuant to the Method prescribed by an Act made in the First Year of the Reign of His late Majesty, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or in or towards the Discharge of any Debt or Debts, or such

Application  
 of Compens-  
 ation Money  
 where  
 amounting  
 to 200*l*.

1 G. 4. c. 35.

such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments settled therewith to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, and Hereditaments, which shall be conveyed to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands, Tenements, and Hereditaments which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime and until such Purchase shall be made the said Money shall, by Order of the said Court of Exchequer, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Where less than 200*l.* and amounting to 20*l.*

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

LXXVII. And



LXXVII. And be it further enacted, That where such Money so agreed or awarded to be paid as last before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments 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, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Where less than 20l.

LXXVIII. And be it further enacted, That in case the Person or Persons to whom such Sum or Sums of Money shall be so ordered to be paid as aforesaid shall not be able to make a good Title to the Premises to the Satisfaction of the said Company, or shall refuse to execute such Conveyance or Conveyances, or in case such Person or Persons to whom such Sum or Sums of Money shall be so ordered to be paid as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Company to order the said Sum or Sums so awarded to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Control, and Disposition of the said Court; which said Court, upon the Application of any Person or Persons making claim to any such Sum or Sums of Money, or to any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, or to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title, or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England* 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 or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

In case of not making out a good Title.

LXXIX. And be it further enacted, That when any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in possession of such Lands, Tenements, or Here-

In case of disputed Titles, the Person in possession to be deemed lawfully entitled.

ditaments at the Time of such Purchase by the said Company, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Exchequer; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

The Court may order reasonable Expences of Purchases to be paid by the Company.

LXXX. And be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court of Exchequer, or to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses, in pursuance of this Act, it shall be lawful for the said Court to order the reasonable Expences of all Purchases from Time to Time to be made in pursuance of this Act, and of the Re-investment of the Purchase Money in Land, together with the necessary Costs and Charges of obtaining the Orders for such Purposes, to be paid by the said Company, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Power to sell Premises not wanted.

LXXXI. And be it further enacted, That it shall and may be lawful for the said Company, with the Consent of the Majority in Number and Amount of Shares of the Proprietors present at any General Meeting of Proprietors convened under and according to this Act, to sell and convey such Part or Parts of the Premises purchased as herein-before mentioned, or to be so acquired by the said Company, and which shall not be wanted, or which it shall not be thought by the said Committee of Managing Directors for the Time being necessary to keep for the Purpose of the said Undertaking; and the Receipts of the said Committee of Managing Directors for the Time being, or any Three of them, for the Purchase Money for the same, shall be sufficient Discharges to the Purchaser or Purchasers thereof; and all Conveyances or Assurances by the Committee of Managing Directors, or any Three of them, for the Time being, in execution of any such Sale or Sales, shall be binding and valid upon and against all the other Proprietors and Persons interested in the said Concern; and the Monies to arise from any such Sale or Sales shall be applied to general Purposes of the said Company; which Conveyance shall be in the Form or to the Effect following, or so near thereto as may be; (that is to say,)

Form of Conveyance from the Company.

‘ 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*], We, the Company of Proprietors of the *Richmond*

' *Richmond* Waterworks, incorporated by virtue of the said Act, in  
 ' consideration of the Sum of \_\_\_\_\_ of lawful Money of  
 ' *Great Britain* to us paid by \_\_\_\_\_, do hereby grant  
 ' and convey unto the said \_\_\_\_\_ Heirs and  
 ' Assigns, all \_\_\_\_\_, to hold to the said  
 ' Heirs and Assigns for ever. Given under our Hands and Common  
 ' Seal this \_\_\_\_\_ Day of \_\_\_\_\_

LXXXII. And be it further enacted, That in all Conveyances to  
 be made by the said Company under or by virtue or in pursuance of  
 the Powers and Authorities to them hereby given the Word "grant"  
 shall amount to and be construed and adjudged in all Courts of  
 Judicature to be express Covenants to the Grantees or other Pur-  
 chasers, his, her, or their Heirs, Executors, Administrators, or  
 Assigns, from the said Company, for themselves and their Successors,  
 that they the said Company, notwithstanding any Act done by them,  
 were at the Time of the Execution of such Conveyance seised of  
 the Hereditaments and Premises thereby granted of an indefeasible  
 Estate of Inheritance in Fee Simple, free from all Incumbrances,  
 that the Purchaser or Purchasers thereof, his or their Heirs and  
 Assigns, shall quietly enjoy the same against the said Company,  
 their Successors and Assigns, and all claiming under them, and be  
 indemnified and saved harmless by the said Company and their  
 Successors from all Incumbrances committed by the said Company,  
 and also for further Assurance of such Hereditaments and Premises,  
 by the said Company, their Successors and Assigns, and all claiming  
 under them, unless the same shall be restrained and limited by  
 express particular Words contained in such Conveyances or any of  
 them; and such Purchasers or Grantees, and his, her, and their several  
 Heirs, Executors, Administrators, and Assigns respectively, shall  
 and may, in any Action or Actions to be brought, assign a Breach or  
 Breaches thereupon, as they might do in case such Covenants were  
 expressly inserted in such Conveyances.

The Word  
 "grant," in  
 Convey-  
 ances from  
 the Com-  
 pany to  
 amount to  
 certain Co-  
 venants.

LXXXIII. And be it further enacted, That no Director or Member  
 of the said Committee of Managing Directors for the Time being shall  
 become personally answerable for the Performance of any Agreement  
 or Engagement into which he shall enter as one of such Directors or  
 Committee on behalf of the said Company, but all Persons with whom  
 any Contracts or Engagements shall from Time to Time be entered  
 into by such Directors or Committee shall have full Power to resort  
 to or proceed against the said Company either at Law or in Equity, or  
 otherwise, for the Performance of every such Contract and Engage-  
 ment, or for Damages occasioned by any Breach or Nonperformance  
 thereof; and the Joint Stock and Property of the said Company shall  
 from Time to Time be answerable and accountable for the due  
 Performance of every Contract and Engagement to be entered into  
 by the said Directors or Committee, and for all Damages which shall  
 be recovered by reason of any Breach or Nonperformance thereof.

Indemnity  
 to Directors.

LXXXIV. And be it further enacted, That in all Actions by the  
 said Company against any Owner or Owners, Proprietor or Proprietors

Proof re-  
 quired, in  
 case of  
 of

Actions for  
Calls.

of any Shares in the said Undertaking, to recover any Sum or Sums of Money due and payable to the said Company for or by reason of any Call or Calls made by virtue of this Act, it shall be sufficient for the said Company to declare and allege that the Defendant or Defendants, being an Owner or Owners, Proprietor or Proprietors of such and so many Shares in the said Undertaking, is or are indebted to the said Company in such Sum or Sums of Money as the Call or Calls or Portion of Call or Calls in arrear shall amount to for such and so many Call or Calls of such and so many Sum or Sums of Money upon such or so many Share or Shares belonging to the Defendant or Defendants (as the Case may happen to be), whereby an Action hath accrued to the said Company by virtue of this Act, without setting forth the special Matter; and on the Trial of such Action it shall be only necessary to prove, by the Means herein-before specified, or otherwise, that the Defendant or Defendants at the Time of making such Call or Calls was or were an Owner or Owners, Proprietor or Proprietors of such Share or Shares in the said Undertaking, and that such Call or Calls was or were in fact made, and that such Notice was given thereof as is directed by this Act, without proving the Appointments of such Committee, or any other Matter or Thing whatsoever; and the said Company shall be entitled to recover by such Action or Actions from such Proprietor or Proprietors what shall appear due in respect of such Shares aforesaid.

Service of  
Process  
against the  
Company.

LXXXV. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons to serve upon the said Company any Notice or Notices, Writ or Writs, or any judicial or legal Proceeding or Proceedings, in Law, Equity, Bankruptcy, or Lunacy (upon the said Company), the Service thereof upon (any) One of the Committee of Managing Directors of the said Company for the Time being, or upon the Clerk or Clerks of the said Company, or left at the Office or usual Place of Abode of such Clerk or Clerks, or at the Office of the said Company, or in case the same respectively shall not be found or known, then the Service thereof upon any other Agent or Officer of the said Company, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively upon the said Company.

Plaintiff  
not to re-  
cover after  
Tender of  
Amends.

LXXXVI. Provided always, and be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against the Company or any Person or Persons acting on their Behalf, for any thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants, or left at his, her, or their last or usual Place or Places of Abode, Thirty Days before such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in such Action if Tender of sufficient Amends shall have been made to him, her, or them, or his, her, or their Attorney, by or on behalf of the said Company, or other Defendant or Defendants, before such Action brought, nor if such Tender of Amends shall be made at  
any

any Time after the said Action brought before the Trial thereof, together with Costs of Suit at the Time of such last-mentioned Tender, but on Proof of such Tender on any Trial to be had in such Action the Plaintiff or Plaintiffs shall be nonsuited, and Judgment as in case of Nonsuit shall thereupon be entered against such Plaintiff or Plaintiffs for the said Company or other Defendant or Defendants, and such Plaintiff or Plaintiffs shall pay full Costs of Suit, to be recovered in the same Manner as any Defendant or Defendants may recover Costs in any other Case by Law; and in case no such Tender shall have been made it shall be lawful for such Company, or other the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall be depending, after such Action shall have been brought, at any Time before Issue joined, to pay into Court such Sum of Money as the said Company, or such other Defendant or Defendants, shall think fit, whereupon such Proceedings, Order, and Judgment shall be had, made, and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

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

Justices may proceed by Summons in the Recovery of Penalties.

LXXXVIII. And be it further enacted, That all Penalties, Forfeitures, and Fines by this Act imposed or authorized to be imposed, (the Manner of levying, recovering, and applying of which is not herein otherwise particularly directed,) shall, upon Proof of the Offence or Offences respectively before any Justice or Justices of the Peace for the County, Town, or Place where the Offence shall be committed, either by the Confession of the Party or Parties offending, or by the Oath or Affirmation of One or more credible Witness or Witnesses (which Oath or Affirmation such Justice or Justices is and are hereby empowered and required to administer), together with all such Costs, Charges, and Expences as such Justice or Justices respectively shall adjudge and determine to be fair, reasonable, and proper to be allowed (and which he and they is and are hereby authorized and empowered to ascertain and determine accordingly), shall be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by virtue of a Warrant or Warrants under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace for such County, Town, or Place, which Warrant or Warrants such Justice or Justices is and are hereby authorized and required to

Recovery and Application of Penalties.

[Local.]

28 S

grant;

grant; and the Overplus, after such Penalties, Forfeitures, and Fines, Costs, Charges, and Expences, and the Charges of such Distress and Sale, are deducted, shall be returned, on Demand, to the Owner or Owners of such Goods and Chattels; and all such Penalties, Forfeitures, and Fines (if not otherwise directed by this Act) shall be paid to some One of the Overseers of the Poor, or some other Officer (as such Justice or Justices shall direct) of the Parish or Place in which the Offence shall have been committed, to be by such Overseer or Officer paid over to the Use of the general Rate of the County; and if sufficient Distress cannot be found, and such Penalties, Forfeitures, and Fines, Costs, Charges, and Expences, shall not be forthwith paid, such Justice or Justices is and are hereby authorized and required to authorize the Offender or Offenders so convicted to be detained and kept in safe Custody until Return can conveniently be made to such Warrant of Distress, unless the Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice or Justices, on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, and such Penalties, Forfeitures, and Fines shall not be paid, or in case it shall appear to the Satisfaction of any such Justice or Justices, upon the Confession of the Offender or Offenders, or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels whereupon such Penalties, Costs, and Expences could be levied if a Warrant of Distress were issued, such Justice or Justices shall not be required to issue such Warrant of Distress; and thereupon it shall be lawful for the said Justice or Justices as aforesaid, or any other Justice or Justices of the Peace for the same County, Town, or Place, and he and they is and are hereby authorized and required, by Warrant or Warrants under his or their Hand and Seal or Hands and Seals, to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction for the same County, Town, or Place, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, with or without hard Labour, unless such Penalties, Forfeitures, and Fines, Costs, Charges, and Expences, and all other reasonable Costs and Charges attending the Recovery thereof, shall be sooner paid and satisfied.

Actions to  
be com-  
menced  
within Three  
Calendar  
Months.

LXXXIX. And be it further enacted, That every Action, Suit, or Information to be brought or commenced by any Person or Persons for any thing done or to be done in pursuance of this Act, or in execution of the Powers and Authorities or the Orders and Directions herein-before given or granted, shall be brought or commenced within Three Calendar Months next after the Fact shall have been committed for which Redress shall be sought, or in case there shall be a Continuance of Damages then within Three Calendar Months after the doing or committing of such Damage shall have ceased, and not afterwards, and shall be laid or brought in the County where the Matter in dispute shall arise, and not elsewhere; and the  
Defendant

Defendant or Defendants in such Action or Suit shall and may, at his, her, or their Election, plead specially, or plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by Authority of this Act; and if it shall appear to have been so done, or if any Action, Suit, or Information shall be brought after the Time so limited for bringing the same, or shall be laid in any other County than as aforesaid, then and in such Case the Jury shall find for the Defendant or Defendants; and in such Case also, or if the Plaintiff or Plaintiffs shall become Nonsuit, or suffer a Discontinuance of his, her, or their Action or Actions, Suits, or Informations, after the Defendant or Defendants shall have appeared thereto, or if any Verdict shall pass against the Plaintiff or Plaintiffs, or if, upon Demurrer or otherwise, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have full Costs of Suit, and shall have such Remedy for the Recovery of the same as any other Defendant or Defendants hath or have in other Cases of Costs at Law.

XC. Provided always, and be it further enacted, That it shall not be lawful for the said Company to appoint the Person who may be appointed to act as their Secretary or Clerk in the Execution of this Act, or the Partner of any such Secretary or Clerk; or the Clerk or any Person in the Service or Employ of any such Secretary or Clerk, or the Clerk or any Person in the Service or Employ of the Partner of any such Secretary or Clerk, to be the Treasurer for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or any Person in the Service or Employ of any such Treasurer, or the Clerk or any Person in the Service or Employ of the Partner of any such Treasurer, to be the Secretary or Clerk to the said Company; and if any Person shall accept both the Offices of Secretary or Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Secretary or Clerk, or the Clerk or any Person in the Service or Employ of such Secretary or Clerk, or the Clerk or any Person in the Service or Employ of the Partner of any such Secretary or Clerk, shall accept the Office of Treasurer, or shall act as Deputy of such Treasurer, or in any Manner officiate for such Treasurer, or being the Partner of any such Treasurer, or the Clerk or any Person in the Service or Employ of any such Treasurer, or the Clerk or any Person in the Service or Employ of the Partner of any such Treasurer, shall accept the Office of Secretary or Clerk in the Execution of this Act, or shall act as Deputy of such Secretary or Clerk, or in any Manner officiate for such Secretary or 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 to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information.

Clerk and Treasurer not to be the same Person.

XCI. And

If Works not completed within Seven Years, Powers of the Act to cease.

XCI. And be it further enacted, That in case the Works by this Act authorized shall not have been made and completed so as to answer the Objects of this Act (unless prevented by inevitable Accident) within the Space of Four Years, to be computed from the passing of this Act, then and from and after the Expiration of the said Term of Four Years all the Powers and Authorities given by this Act shall cease and determine, save only as to so much of the said Works as shall have been completed within the said Term.

Payment to be made to the City of London for communicating with the Thames.

XCII. And be it further enacted, That the said Company shall pay to the Mayor and Commonalty and Citizens of the City of *London* the Sum of Five Pounds and Five Shillings as a Fine or Acknowledgment for the Liberty of maintaining a Communication between the said Waterworks and the River *Thames*, and shall also pay to the said Mayor and Commonalty and Citizens, their Successors, Collectors, or Assigns for ever, an annual Rent or Sum of Five Pounds and Five Shillings, and which said annual Sum is hereby charged upon and made payable out of the Rents and Rates of the said Company, and may be recovered by Action of Debt in any of His Majesty's Courts of Record at *Westminster*.

Saving the Rights of the City of London as Conservators of the Thames.

XCIII. Provided always, and be it further enacted, That nothing in this Act contained shall prejudice or derogate from the Estates, Rights, Interests, Privileges, Franchises, Jurisdiction, or Authority of the Mayor and Commonalty and Citizens of the City of *London*, or their Successors, or the Lord Mayor of the said City for the Time being, nor prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which at the Time of passing this Act the said Mayor and Commonalty and Citizens, or the said Lord Mayor for the Time being as Conservator of the River *Thames*, did or might lawfully claim, use, or exercise, nor authorize or empower the said Company to embank, encroach upon, or interfere with any Part of the Soil or Bed of the said River *Thames*, or the Bank or Shore thereof, except so far as is herein-before mentioned.

Saving the Rights of the West Middlesex Waterworks Company.  
46G.3.c.119.

XCIV. Provided also, and be it further enacted, That nothing in this Act contained shall take away, obstruct, lessen, interfere with, or prejudice the Rights, Interests, Powers, Authorities, or Provisions granted to the Company of Proprietors of the *West Middlesex Waterworks* by an Act passed in the Forty-sixth Year of the Reign of King *George* the Third, intituled *An Act for supplying with Water the Inhabitants of Kensington, Hammersmith, Brentford, Battersea, Putney, Richmond, and several other Parishes and Places in the Counties of Middlesex and Surrey*; and by an Act passed in the Fiftieth Year of the Reign of King *George* the Third, intituled *An Act to enable the Company of Proprietors of the West Middlesex Waterworks to raise a further Sum of Money, and to alter, vary, amend, and enlarge the Powers of the Act passed in the Forty-sixth Year of His present Majesty, for making the said Waterworks, and for extending the same*, and by an Act passed in the Fifty-third Year of the Reign of His said Majesty King *George* the Third, intituled *An Act to authorize the Company of Proprietors of the West Middlesex Waterworks*

50G.3.c.132.

53G.3.c.36.



*Waterworks to raise a further Sum of Money for enabling them more effectually to carry on their Works, but all the Rights, Interests, Powers, Authorities, and Provisions vested in the said Company of Proprietors of the West Middlesex Waterworks by the said recited Acts shall be as good, valid, and effectual as if this Act had not been passed.*

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

## The FIRST SCHEDULE to which the above Act refers.

All that Piece or Parcel of Ground situate at Richmond aforesaid on the West Side of the Lower Road leading from Richmond to Petersham, on Part of which was formerly erected an Engine for raising Water, and on other Part whereof a Cottage and Reservoir over the same and Sheds and Buildings are now or were lately standing, and abutting North on a Messuage or Tenement and Ground of Sir John Saunders Sebright, formerly in the Tenure or Occupation of Sir Thomas Turton, Baronet, since of the Reverend Robert Gream, and now of James Dawkins, Esquire; South, on a Messuage or Tenement and Ground called the Gothic House, late of the said Sir John Saunders Sebright, but now of George Robinson, formerly in the Occupation of Mrs. Bridget Barnard, afterwards of Captain Bowen, and now of Miss Budd, or her Under-tenants; East, upon the Lower Road leading from Richmond to Petersham; and West, upon the Towing Path of the River Thames.

## The SECOND SCHEDULE to which the above Act refers.

| Names of Proprietors.            | Old Shares.          | New Shares. | Total. |
|----------------------------------|----------------------|-------------|--------|
| Thomas Duggan - - -              | { 4 and<br>1 free. } | 3           | 8      |
| Nathaniel Brown Engleheart - -   | 3                    | 2           | 5      |
| William Barnard - - -            | 1                    | 3           | 4      |
| Richard Chilman - - -            | 2                    | 2           | 4      |
| John Rivington - - -             | 2                    | 2           | 4      |
| John Ward - - -                  | 2                    | -           | 2      |
| Thomas Price - - -               | -                    | 10          | 10     |
| Samuel Paynter - - -             | -                    | 3           | 3      |
| John Guyon - - -                 | -                    | 5           | 5      |
| Thomas Dowler - - -              | -                    | 5           | 5      |
| William Preston - - -            | -                    | 5           | 5      |
| Thomas Hopwood - - -             | -                    | 3           | 3      |
| Henry Joseph Stanforth Hopwood - | -                    | 2           | 2      |
|                                  |                      |             | 60     |