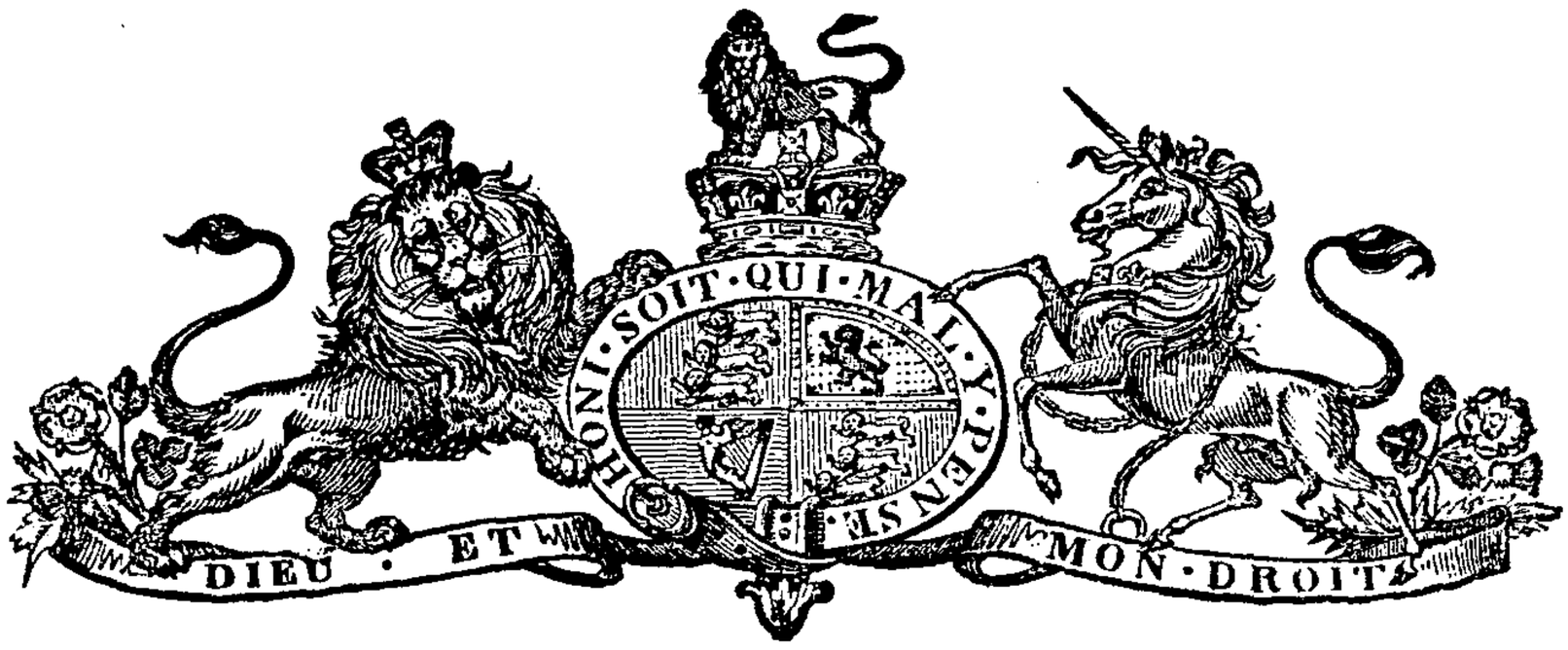


ANNO DECIMO OCTAVO

VICTORIÆ REGINÆ.

Cap. lxx.

An Act for enabling the Mayor, Aldermen, and Burgesses of the Borough of *Ashton-under-Lyne* in the County of *Lancaster* to purchase and maintain Waterworks; and for other Purposes. [15th *June* 1855.]

WHEREAS an Act was passed in the Fifth and Sixth Years of the Reign of His Majesty King *William* the Fourth, intituled *An Act for better supplying with Water the Town of* Ashton-under-Lyne *and the Neighbourhood thereof within the Parish of* Ashton-under-Lyne *in the County Palatine of* Lancaster, and the Company thereby incorporated under the Name of the *Ashton-under-Lyne* Waterworks Company have constructed Reservoirs and Waterworks, and have raised a Share Capital of Fifteen thousand Pounds in Six hundred Shares of Twenty-five Pounds each, and have borrowed on the Security of their Undertaking the Sum of Eight thousand Pounds Sterling: And whereas the *Ashton-under-Lyne* Waterworks Company (in this Act called "the Company") are willing and it is expedient that their Undertaking should be transferred to the Mayor, Aldermen, and Burgesses of the Borough of *Ashton-under-Lyne* (in this Act called "the Corporation"), on the Terms provided for in this Act; and it is expedient that the Corporation be empowered to

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purchase and maintain the said Undertaking, and to supply Water to the said Borough and the Neighbourhood thereof, and to raise Money for the Purpose of this Act, and that the Company be dissolved; but in order thereto the Authority of Parliament is requisite: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same,

Short Title.

I. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *Ashton-under-Lyne* Corporation Waterworks Act, 1855."

Power to Company to sell, and Corporation to purchase the same.

II. That it shall be lawful for the Company and they are hereby required to sell to the Corporation, and the Corporation are hereby authorized and required to purchase, the Undertaking of the Company, at the Price of Thirty-three thousand Pounds, and such Purchase Money shall be payable on the Expiration of Twelve Calendar Months next after the passing of this Act, or on such earlier Day as the Corporation may appoint, by One Month's previous Notice in Writing served upon the Company in the Manner prescribed by the recited Act with respect to the Service of Notices upon the Company, and shall bear Interest at the Rate of Four Pounds *per Centum per Annum* from the Date of the passing of this Act till the Payment thereof: Provided always, that in the event of the said Purchase Money remaining unpaid after the Expiration of the said Period of Twelve Calendar Months then Interest thereon shall be paid at the Rate of Six Pounds *per Centum per Annum* from the Expiration of the said Period until the said Purchase Money shall be paid.

On Payment of Purchase Money Company to execute Conveyance.

III. That upon full Payment of the said Purchase Money and Interest thereon as aforesaid the Company shall and they are hereby required to execute, under their Common Seal, and to deliver to and in favour of the Corporation, a Deed of Conveyance of the Undertaking of the Company, which Deed of Conveyance shall be duly stamped with the full and proper *ad valorem* Stamp Duty payable in respect of the said Purchase Money.

Receipt of Three Directors and Treasurer of Company a good Discharge for Purchase Money.

IV. That a Receipt for the said Purchase Money and Interest or any Part thereof, under the Common Seal of the Company, and signed by any Three of the Directors and the Treasurer thereof for the Time being, shall be an effectual Discharge to the Corporation for the Sum which in any such Receipt shall be expressed or acknowledged to be received; and the Corporation shall not be obliged or concerned to see to the Distribution of the said Sums among the Proprietors or Shareholders of the Company, or be otherwise answerable or accountable

able for any Loss, Misapplication, or Nonapplication of the same or of any Part thereof.

If Company refuse to receive Purchase Money, the same may be paid into Bank of England, to Credit of Accountant General.

V. That in case the Company shall refuse or decline to receive the said Purchase Money and Interest, or to grant a Receipt for the same, and to execute and deliver a Deed of Conveyance of their Undertaking, in manner herein-before provided, it shall be lawful for the Corporation and they are hereby required to pay such Purchase Money and Interest into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there *ex parte* "the Directors of the *Ashton-under-Lyne* Waterworks Company;" and a Certificate of such Payment, signed by the said Accountant General, or an Office Copy thereof, shall be a good and sufficient Discharge to the Corporation for the said Purchase Money and Interest, and the Corporation shall not afterwards be liable to see to the Application of the same, or be answerable or accountable for any Loss, Misapplication, or Non-application of the same or of any Part thereof; and it shall be lawful for the Corporation to execute a Deed Poll under their Common Seal, declaring the Circumstances under which they shall have paid the said Purchase Money and Interest into the Bank of *England* as aforesaid, which Deed Poll shall be duly stamped with the Stamp Duty which would have been payable upon such Deed of Conveyance as aforesaid.

Provisions of recited Act extended to this Act.

VI. That from the passing of this Act the recited Act, and the several Powers, Provisions, Restrictions, Indemnities, Penalties, Clauses, Matters, and Things therein contained and expressed, so far as the same are unrepealed or in force, and are not by this Act varied or otherwise provided for, shall apply to the Corporation, instead of to the Company, as if the Corporation instead of the Company had been named therein, and had originally been authorized to carry the recited Act into execution, and the Corporation shall carry the recited Act into execution accordingly, and as if the said Act and this Act were One Act, and the Corporation shall have all the Powers and the like Remedies for the Recovery of any Monies payable to them under the Provisions of the recited Act and this Act as the Company might under those Provisions have had for the Recovery of such or the like Monies if this Act had not passed.

Execution of Act by Corporation.

VII. That the recited Act and this Act shall be so carried into execution by the Corporation, acting by their Council, and the Act of the Sixth Year of *William* the Fourth, for the Regulation of Municipal Corporations, and all other Laws for the Time being in force affecting the Municipal Corporation of the Borough of *Ashton-under-Lyne*, shall apply accordingly to the Corporation, and their Estates and Effects, Powers, Authorities, and Duties, under this Act, and their

Council, Committees, Officers, Agents, and Servants, and all other Corporations and Persons, with respect to such Estates and Effects, Powers, Authorities, and Duties, and the Receipts, Credits, Payments, and Liabilities connected therewith, and the Byelaws, Accounts, Contracts, Appointments, Minutes, Entries, Orders, Damages, Penalties, Indemnities, and other Proceedings and Matters relating thereto, and such Act and Laws and the recited Act and this Act shall be executed accordingly as One Act.

Committee for Execution of Act.

VIII. That the Corporation may from Time to Time, if they think fit, appoint a Committee of their Council, not exceeding Seven in Number, for the Execution of this Act, and may delegate to the Committee such of the Powers, Authorities, and Duties of the Corporation under this Act as the Corporation think fit; and the Acts and Proceedings of the Committee, within the Limits of such Delegation, shall be deemed the Acts and Proceedings of the Corporation; and the Quorum of the Committee shall be Three: Provided always, that the Corporation may from Time to Time remove any of the Members of any such Committee, and appoint others in their Place, and may from Time to Time make such Regulations as they think fit for the Guidance of the Committee; provided also, that all the Acts and Proceedings of the Committee shall from Time to Time be submitted to the Corporation for their Approval.

Same Meanings to Words in incorporated Act and this Act.

IX. That the several Words and Expressions to which by any Act wholly or partially incorporated with this Act Meanings are assigned have in this Act the same respective Meanings, unless there be in the Subject or Context something repugnant to or inconsistent with such Construction.

Works of Company vested in Corporation.

X. That immediately on the Payment of the said Purchase Money and Interest to the Company, or into the Bank of *England*, as the Case may be, and on the Execution of the said Deed of Conveyance or Deed Poll, as the Case may be, all in manner herein-before provided, and subject to the Powers and Provisions of this Act, the Undertaking of the Company, comprehending all the Waterworks, Reservoirs, Streams, Springs, Waters, Mains, Pipes, Apparatus, and other Works and Conveniences thereof, and all the Lands and Buildings, Estates, Rights, Interests, Easements, Privileges, Securities, Choses in Action, Books, Writings, Goods, Chattels, and Effects, and other Real and Personal and Mixed Estates and Effects, and all Claims and Demands whatsoever, of or to which the Company at the Time of the passing of this Act are by virtue of the recited Act or otherwise howsoever seised, possessed, or in any way entitled, at Law or in Equity, or otherwise howsoever, with the Appurtenances, and all the Profits arising from the said Undertaking from and after the

the passing of this Act, and all other Moneys of the Company, except only the Money divisible among the Shareholders of the Company on the Day of the passing of this Act, shall be as from the Time of the passing of this Act absolutely transferred unto and vested in the Corporation as Part of their Corporate Estate and Borough Fund, but subject to all Mortgages, Charges, Incumbrances, Liabilities, Claims, and Demands whatsoever on the passing of this Act affecting the said Undertaking, or the Company in respect thereof.

Conveyances, &c. to remain valid.

XI. That all Conveyances, Leases, Deeds, Appointments, Contracts, Agreements, Mortgages, Bonds, Covenants, and Securities made or entered into before the passing of this Act to, with, or in favour of, or by, for, or on behalf of the Company, or any Person on their Behalf, shall be and remain as good, valid, and effectual in favour of, against, and with reference to the Corporation, and may be proceeded on and enforced, in the same Manner, to all Intents and Purposes, as if the Corporation, instead of the Company or such Person, had been Party to and executed the same, or had been named or referred to therein or privy thereto.

Actions, &c. not to abate.

XII. That any Action, Suit, Prosecution, or other Proceeding whatsoever commenced either by or against the Company before the passing of this Act shall not abate or be discontinued or prejudicially affected by this Act, but, on the contrary, shall continue and take effect both in favour of and against the Corporation, in the same Manner to all Intents and Purposes as the same would have continued and taken effect in favour of and against the Company if this Act had not passed; and the Court in which any such Action, Suit, Prosecution, or other Proceeding is pending, or any Judge, may, on the Application in a summary Way of any Party thereto, cause the Name of the Corporation to be substituted for the Name of the Company as Party to such Action, Suit, Prosecution, or other Proceeding; and the Name of the Corporation shall after any such Substitution be used in such Action, Suit, Prosecution, or other Proceeding, in like Manner as if the Corporation, instead of the Company, had originally been Party thereto.

Water Rates to be recovered by the Corporation.

XIII. That all Water Rates which immediately before the passing of this Act are due and payable or accruing or becoming due and payable to the Company shall be payable to and may be collected and recovered by the Corporation, in like Manner as Water Rates may be collected and recovered under this Act.

Debts due to and by the Company to be paid to and by the Corporation,

XIV. That all Persons who immediately before the passing of this Act owe any Money to the Company, or to any Person on behalf of the Company, shall pay the same, with all the Interest (if any) due or to accrue due for the same, to the Corporation; and all Debts and

and Moneys which immediately before the passing of this Act are due or owing by or recoverable from the Company, or for the Payment of which the Company are or but for this Act would be liable, shall be paid, with all Interest (if any) due or to accrue due thereon, by or be recoverable from the Corporation.

Corporation to be subject to and to indemnify Company against their Liabilities.

XV. That from and after the passing of this Act the Corporation shall be subject to and shall perform and conform and be liable to all Covenants, Conditions, Agreements, Directions, Duties, Liabilities, Debts, Charges, and Restrictions, including the Obligations of the recited Act, to which the Company at the Time of the passing of this Act are or but for this Act would be or become subject or liable, and shall indemnify the Company and the several Shareholders thereof, and their respective Heirs, Executors, Administrators, Successors, and Assigns, Estates and Effects, from all such Covenants, Conditions, Agreements, Directions, Duties, Liabilities, Debts, Charges, and Restrictions, and all Costs, Charges, and Expenses incurred by reason thereof, or of the Nonperformance or undue Performance thereof respectively.

Things done or suffered under recited Act to remain valid.

XVI. That everything done or suffered under the recited Act before the Date at which the Undertaking of the Company shall be transferred to and vested in the Corporation as aforesaid shall, except only in so far as otherwise expressly provided by this Act, be as valid as if the said Undertaking had not been so transferred and vested, and such Transference and vesting shall accordingly be subject and without Prejudice to anything so done or suffered, and to all Rights, Liabilities, Claims, and Demands, both present and future, which if this Act had not been passed would be incident to or consequent on any and every thing so done or suffered; and with respect to all such Rights, Liabilities, Claims, and Demands, the Corporation shall to all Intents and Purposes represent the Company: Provided always, that the Generality of this Enactment shall not be restricted by any other of the Clauses or Provisions of this Act.

Company to subsist until Division of Purchase Money among Shareholders.

XVII. That from and after the passing of this Act the Company shall subsist only for the Purposes of receiving the Purchase Money of the said Undertaking, with Interest as aforesaid, and conveying the said Undertaking to the Corporation, on Payment thereof, and dividing the said Purchase Money and Interest among the several Persons who at the Date at which the said Undertaking shall be vested in the Corporation as aforesaid shall be Proprietors of Shares in the Capital of the Company, and their respective Executors, Administrators, and Assigns, and disposing of any unclaimed Portions of the said Sums in manner herein-after mentioned: Provided always, that nothing herein contained shall prevent the Proprietors of Shares in the Capital of the Company

Company from selling and transferring the same as heretofore, at any Time prior to the Date at which the said Undertaking shall be vested in the Corporation as aforesaid.

Directors in Office at passing of Act to receive and divide Purchase Money, and thereupon Company to be dissolved.

XVIII. That the Directors of the Company who shall be in Office at the Time of the passing of this Act, and the Survivors and Survivor of them, shall continue without Re-election to hold the Office of Directors, and shall have Power to take all necessary Proceedings for recovering, dividing, and disposing of the said Purchase Money and Interest as aforesaid, and upon such Purpose being fulfilled they shall publish a Certificate to that Effect in the *London Gazette*, and the Company shall thereupon be dissolved.

Proof of Proprietorship of Shares in Company.

XIX. That the several Persons whose Names shall appear in the Books of the Company as the Proprietors of Shares therein at the Date at which the Undertaking of the Company shall be vested in the Corporation as aforesaid shall, until the contrary be proved to the Satisfaction of the said Directors, or until such Directors shall have received Notice to the contrary, be considered to be the Persons entitled to participate in the Distribution of the Purchase Money and Interest hereby directed to be divided among the Proprietors of Shares in the Capital of the Company.

Receipts of Executors, &c. to be a Discharge to the Company.

XX. That the Receipt of any Executor, Administrator, Assignee, Committee, or Guardian of any Person entitled to any Share of such Purchase Money and Interest shall be a good and effectual Discharge to the said Directors for so much Money as shall be paid by them or by their Order to such Executor, Administrator, Assignee, Committee, or Guardian in respect of such Share, and as shall be expressed in any such Receipt to have been received.

Directors to advertise Shares not claimed.

XXI. That at the Expiration of Six Months next after the Receipt of such Purchase Money and Interest by the said Directors, they shall, in case the whole of the Moneys to be distributed among the Proprietors of Shares in the Company, under the Authority of this Act, shall not then have been called for, cause Notices to be inserted once a Week for Three successive Weeks in some Newspaper circulating in *Ashton-under-Lyne*, containing the Names in Alphabetical Order of such of the Persons appearing in the Books of the Company to have been Proprietors of Shares therein at the Date at which the Undertaking of the Company shall be vested in the Corporation as aforesaid as may not have called for or claimed their Proportion of the Moneys so to be distributed, and stating that if such Persons or their Representatives shall not make and substantiate their Claims to their Proportion of such Moneys within a Time to be limited in such Notice, being not less than Six Months after the first Insertion thereof, the Proportion of such Monies due to each such Person will be paid into the Bank

of

of *England*; and a Copy of such Notice, so far as relating to each such Proprietor, shall be given, or sent by the Post to, or left at the usual or last known Place of Abode in *England* of each such Proprietor; and in case the usual or last Place of Abode in *England* of any such Proprietor cannot be ascertained, upon reasonably diligent Inquiry, then the Insertion as aforesaid of such Notice in such Newspaper as aforesaid shall be sufficient Notice to such Proprietor of the Matters contained in such Notice.

Sums not claimed to be paid into Bank of England.

XXII. That at the Expiration of the Time limited in the said Notice it shall be lawful for the said Directors to cause all or any Sums of Money remaining in their Hands undistributed, either from the same not having been called for by the Persons entitled thereto, or from the Persons claiming the same not having shown sufficient Title thereto to the Satisfaction of the said Directors, or from any other Cause, to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there *ex parte* the Person or Persons entitled thereto, describing him or them as he or they may be described in the Books of the Company.

Regulating Disposal of Money paid into Bank.

XXIII. That all Moneys paid into the Bank of *England* in the Name of the Accountant General under the Authority of this Act shall there remain until the Company or Person entitled thereto shall, upon Application to the Court of Chancery in a summary Way, which they or he are and is hereby authorized to make, at their or his own Expense, obtain an Order for the Transfer thereof into their or his own Names or Name, or otherwise; and the said Court, on the Application of the Company or Person making claim to such Monies or any Part thereof, 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, and to order Payment or Distribution thereof, or of the Dividends arising therefrom, according to the respective Estates or Interests of the Company or Person making claim thereto, and to make such other Orders in the Premises as to the said Court shall seem just and reasonable.

Accountant-General's Certificate a sufficient Discharge to the Directors.

XXIV. That in all Cases in which any Money shall be paid by the said Directors into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Chancery, under the Authority of this Act, a Certificate of such Payment, signed by the said Accountant General, or an Office Copy thereof, shall be a good and sufficient Discharge to the Company and the said Directors for the Money therein expressed to have been paid, and the said Company and Directors shall not afterwards be liable to see to the Application

Application of such Money, or be answerable or accountable for any Loss, Misapplication, or Nonapplication of the same or any Part thereof.

Maintenance of Waterworks by the Corporation, and Rates levied by them.

XXV. That from and after the passing of this Act it shall be lawful for the Corporation to maintain, repair, and use the Waterworks of the Company, and the several Works and Conveniences connected therewith, and to supply Water within the Limits of the recited Act, and to levy the Rates or Sums authorized by that Act to be levied in respect of such Supply: Provided always, that the Rates so leviable by the Corporation, where regulated according to the annual Rent or Value of the Premises supplied with Water, shall not exceed Two Thirds of the Sums specified in the recited Act as the maximum Sums leviable by the Company in respect of such Supply.

Owners of Houses rented at 10*l.* and under to be liable to Water Rates.

XXVI. That the Owner of any Dwelling Houses or other Premises the Rent or annual Value of which separately shall not exceed Ten Pounds shall be liable to the Payment of the Rates leviable in respect of the Supply of Water thereto, instead of the Occupier thereof, and the Powers and Provisions contained in the recited Act for the Recovery of Water Rates or Rents from Occupiers shall be construed to apply to the Owners of such Dwelling Houses or other Premises; and the Person receiving the Rents of any such Dwelling House or Premises from the Occupier thereof, on his own Account, or as Agent or Receiver for any Person interested therein, shall be deemed the Owner thereof, and such Rates shall be leviable by the Corporation from the Owners of such Dwelling Houses or other Premises, though the same be at the Time unoccupied: Provided always, that the Corporation shall allow to the Owners of such Dwelling Houses or other Premises paying the Rates so leviable in respect thereof an Abatement of Twenty-five *per Centum* on the Amount so paid by them respectively.

Provisions of 10 & 11 Vict. c. 16. as to Mortgages incorporated.

XXVII. That, except as by this Act varied or otherwise provided, the Provisions of the Commissioners Clauses Act, 1847, "with respect to the Mortgages to be executed by the Commissioners," are incorporated with this Act; and the several Expressions "the Commissioners," and "the Clerk to the Commissioners," and the "Office of the Commissioners," in that Act, mean respectively for the Purposes of this Act "the Corporation," and "the Town Clerk," and "the Town Clerk's Office:" Provided always, that the Mortgages and the Transfers of Mortgages may respectively be according to the respective Forms in the Schedule (A.) and the Schedule (B.) to this Act respectively annexed, or to the like Effect.

Power to borrow on Mortgage of

XXVIII. That the Corporation may from Time to Time borrow at Interest on the Security of the Borough Fund of the Borough of *Ashton-*

Borough Fund and Waterworks.

Ashton-under-Lyne, and of the Undertaking to be vested in them as aforesaid, and of the Rates hereby authorized to be levied, such Sums as they may from Time to Time find requisite for any of the Purposes of this Act, and may grant Mortgages of the said Borough Fund, Undertaking, and Rates accordingly, and they may from Time to Time again borrow on Mortgage on the same Security, and at the same or such other Rate of Interest as may be agreed upon with the Lenders thereof, such Sums as may be required for the Purpose of paying off and discharging any Sums previously borrowed: Provided always, that the total Amount so borrowed, including the Amount borrowed under the Authority of the recited Act, shall not at any Time exceed Fifty thousand Pounds; provided also, that the Mortgages granted under this Act shall be without Prejudice to any Mortgages heretofore granted by the Corporation or by the Company.

Sinking Fund for paying off Mortgages.

XXIX. The Sum to be annually set apart as a Sinking Fund for paying off the Sums so borrowed on Mortgage shall be Six hundred Pounds the First Year in which the said Sum shall be so set apart, commencing on the First Day of *July* One thousand eight hundred and fifty-six; and the Corporation shall pay off such Mortgages out of the said Sinking Fund in such Order as may be arranged with the Mortgagees, or failing thereof as the Corporation may appoint: Provided always, that after any Part of the Sums borrowed on Mortgage as aforesaid shall have been paid off out of the said Sinking Fund it shall not be lawful for the Corporation again to borrow the Amount so paid off.

Arrears may be enforced by Appointment of a Receiver.

XXX. That the Mortgagees under this Act may enforce the Payment of the Arrears of Principal and Interest due to them by the Appointment of a Receiver, and the Amount in arrear to authorize a Requisition for a Receiver shall be One Fourth of the total Mortgage Debt for the Time being.

Rates, &c. received by Corporation under Act to be carried to Borough Fund.

XXXI. That all Rates and other Monies from Time to Time received by or for the Corporation, under the Authority of the recited Act or this Act, shall be paid to the Treasurer of the Borough of *Ashton-under-Lyne*, and shall be carried by him to the Credit of the Borough Fund of the Borough, and shall be applicable as Part of that Borough Fund.

Expenses of Corporation under Act to be paid out of Borough Fund.

XXXII. That all the Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act, and the vesting of the Undertaking of the Company in the Corporation, and all Monies from Time to Time borrowed under this Act, and the Interest thereon, and all other the Expenses and Liabilities of the Corporation under and with respect to this Act and the Purposes and Execution thereof, are by this

this Act charged on and shall be paid out of the Borough Fund of the Borough of *Ashton-under-Lyne*, and the Undertaking to be vested in and the Rates leviable by the Corporation as aforesaid.

Account for Waterworks to be kept.

XXXIII. That the Corporation shall keep a distinct Account, to be called "The *Ashton* Waterworks Account," of all their Receipts, Credits, Payments, and Liabilities with respect to the Execution of this Act.

Gratuitous Supply of Water for public Purposes.

XXXIV. That the Corporation may from Time to Time, on such Terms and Conditions as they think fit, supply Water gratuitously for any Purposes of public Advantage, within the Limits of the recited Act; and the Corporation shall at all Times afford an ample Supply of Water without Charge to all Hospitals and Infirmaries, and all Baths, Wash-houses, and Buildings, within the said Limits, maintained at the Expense of the Borough Rates.

Contracts for Supply of Water not to disqualify Aldermen, Councillors, &c.

XXXV. That a Contract with the Corporation for a Supply of Water under this Act shall not disqualify a Person for being an Alderman, Councillor, Auditor, or Assessor of the Borough of *Ashton-under-Lyne*.

Section 88. of recited Act repealed.

XXXVI. Whereas by the Eighty-eighth Section of the recited Act it is enacted, that if the clear Profits of the Company should at any Time be more than sufficient to pay a Dividend amounting to Seven Pounds Ten Shillings *per Centum* upon their subscribed Capital, to be computed in the Manner therein mentioned, then a Reduction should be made in the Amount of the Water Rents payable during the Year then next ensuing, which Reduction should be at least equal in the whole to the Amount of such Surplus; provided, that such Reduction should not be made to the Prejudice of any Works that might be necessary for maintaining or extending the Mains, Pipes, or other Works of the Company, so as to carry the Purposes of the said Act into full Effect, nor before the whole Amount of Money borrowed under the Authority thereof should have been first paid off and discharged: And whereas the said Enactment will on the passing of this Act become inoperative, and it is expedient that the same should be repealed: Be it enacted, That the Eighty-eighth Section of the recited Act shall from the passing of this Act be repealed.

The SCHEDULES referred to in the foregoing Act.

SCHEDULE A.

FORM OF MORTGAGE.

The Ashton-under-Lyne Corporation Waterworks Act, 1855.

Mortgage No. £

By virtue of "The Ashton-under-Lyne Corporation Waterworks Act, 1855," the Mayor, Aldermen, and Burgesses of the Borough of Ashton-under-Lyne, in consideration of £ paid to them by *A.B.* of , grant to him, his Executors, Administrators, and Assigns, the Waterworks, Rates, and Borough Fund of the Borough, to hold until the said Sum of £ be repaid to him or them, with Interest at the yearly Rate of £ in the Hundred, by equal half-yearly Payments on the Day of and the Day of in every Year from the Day of the Date hereof, (the Principal to be repaid on the Day of at the Option of either Party,) and all Payments to be made at the Office in Ashton-under-Lyne of the Treasurer of that Borough.

Given under the Seal of the Mayor, Aldermen, and Burgesses, this Day of in the Year of our Lord

SCHEDULE B.

FORM OF TRANSFER OF MORTGAGE.

The Ashton-under-Lyne Corporation Waterworks Act, 1855.

I *A.B.* of in consideration of £ paid to me by *C.D.* of transfer to him, his Executors, Administrators, and Assigns, the Mortgage No. of the Waterworks, Rates, and Borough Fund of the Borough of Ashton-under-Lyne, for £ , and Interest at the yearly Rate of £ in the Hundred, granted on the Day of by the Mayor, Aldermen, and Burgesses of that Borough, (*or, if the Transfer be by Indorsement*, the within Security,) and all my Right and Interest in and under the same.

As witness my Hand and Seal, this Day of in the Year of our Lord

LONDON:
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