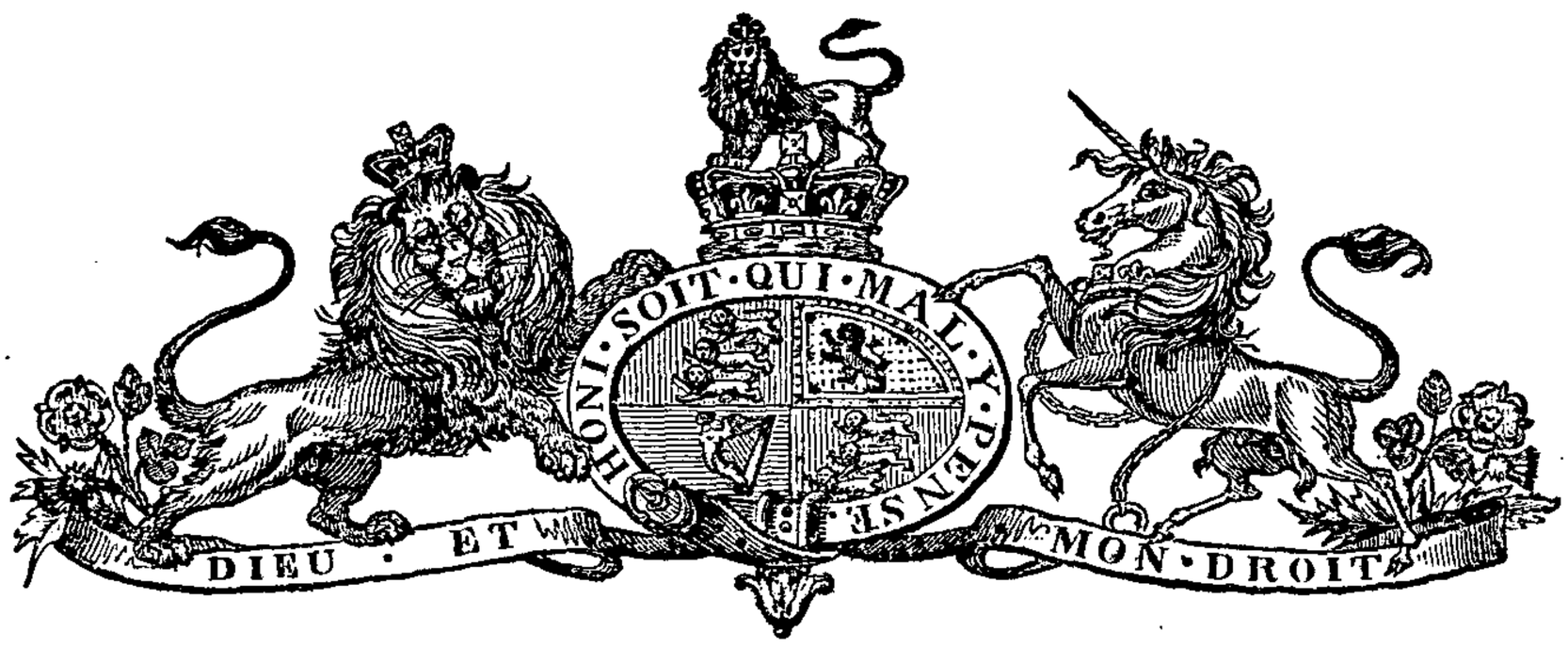


ANNO DECIMO TERTIO & DECIMO QUARTO

VICTORIÆ REGINÆ.

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held to apply to the Company hereby incorporated, and to the Waterworks, Lands, Credits, and Effects authorized to be made by and vested in the Company hereby incorporated.

Short Title.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, it shall be sufficient to use the Expression "The City of *Norwich* Waterworks Act, 1850."

Interpretation of "Company."

III. And be it enacted, That in construing this Act the Expression "The Company" shall mean the Company hereby incorporated.

Limits of Act.

IV. And be it enacted, That the Limits of this Act shall comprise and include the several Parishes, Hamlets, Liberties, or Places of *Saint Augustine*, *Saint Andrew*, *Saint Benedict*, *Saint Clement* otherwise *Saint Clement at the Bridge*, *Saint Giles*, *Saint Edmund* otherwise *Saint Edmund the King*, *Saint Etheldred*, *Saint George of Colegate* otherwise *Saint George's Colgate*, *Saint George Tombland*, *Saint Gregory*, *Saint Helen*, *Saint John of Maddermarket* otherwise *Saint John of Mathermarket*, *Saint John at Sepulchre* otherwise *Saint John upon the Hill* or *de Sepulchre*, *Saint Julian*, *Saint John of Timberhill*, *Saint James*, *All Saints*, *Saint Lawrence*, *Saint Mary* otherwise *Saint Mary Coslany*, *Saint Margaret* otherwise *Saint Margaret of Westwick*, *Saint Martin at Oak* otherwise *Saint Martin at Coslany*, *Saint Martin of Palace*, *Saint Michael's Coslany*, *Saint Michael at Plea* otherwise *Saint Michael at Pleas*, *Saint Michael at Thorn*, *Saint Paul*, *Saint Peter per Mountergate* otherwise *Saint Peter by Mountergate*, *Saint Peter of Mancroft*, *Saint Peter of Hungate* otherwise *Saint Peter's Hungate*, *Saint Peter of Southgate*, *Saint Saviour*, *Saint Simon and Jude*, *Saint Stephen*, *Saint Swithin*, and the *Town Close*, all in the City of *Norwich* and County of the same City; and *Earlham*, *Eaton*, *Heigham*, *Hellesdon* otherwise *Helsden* otherwise *Helsedon* otherwise *Hellesden*, *Lakenham*, *Pockthorpe*, *Thorpe*, *Trowse*, *Carrow*, and *Bracondale*, all in the County of the said City of *Norwich*, and *Saint Mary in the Marsh* within the Precinct of the Cathedral Church of *Norwich*.

Incorporation of Company.

V. And be it enacted, That *Samuel Bignold*, *Richard Noverre Bacon*, *Frederick Brown*, *Henry Chamberlin*, *George Durrant*, *William Geary*, *Charles Thomas Lucas*, *John Brandram Morgan*, *John Sultzer*, *Joseph Underwood*, *William Wilde*, and *Henry Woodcock*, and all other Persons who have already subscribed or shall hereafter subscribe to the Undertaking by this Act authorized, and their Executors, Administrators, Successors, and Assigns respectively, shall be united into a Company for the Purpose of supplying with Water the Inhabitants within the Limits of this Act, according to the Provisions of the said recited Acts and of this Act, and for other the Purposes

Purposes herein and in the said recited Acts contained; and for the Purposes aforesaid such Company shall be incorporated by the Name of "The City of *Norwich* Waterworks Company," and by that Name shall be a Body Corporate, with perpetual Succession, and shall have Power to purchase and hold Lands for the Purposes of the Undertaking, within the Restrictions herein and in the recited Acts contained.

Purposes of the Company.

VI. And be it enacted, That the Company shall be established for the Purpose of making Reservoirs, Aqueducts, and Conduits, and for laying down Pipes, erecting and working Steam Engines, and executing all other Works necessary and convenient for supplying the Inhabitants of the City of *Norwich* and the Neighbourhood thereof, within the Limits of this Act, with wholesome Water.

Amount of Capital.

VII. And be it enacted, That the Capital of the Company shall be Sixty thousand Pounds, and all and every Part of the Money so to be raised shall be applied to the Purposes of this Act, and to no other Purpose whatsoever.

Number and Amount of Shares.

VIII. And be it enacted, That the Number of Shares into which the Capital shall be divided shall be Six thousand, and the Amount of each Share shall be Ten Pounds.

Calls.

IX. And be it enacted, That Three Pounds *per* Share shall be the greatest Amount of any One Call which the Company may make on the Shareholders, and Three Months at least shall intervene between the making of any Two successive Calls.

Power to borrow Money on Mortgage or Bond.

X. And be it enacted, That after One Half of the said Capital of the Company shall have been paid up it shall be lawful for the Company to borrow on Mortgage or Bond such Sums of Money as shall from Time to Time be authorized to be borrowed by an Order of a General Meeting of the Company, not exceeding in the whole the Sum of Twenty thousand Pounds; and all and every Part of the Money so to be borrowed shall be applied to the Purposes of this Act, and to no other Purpose whatsoever.

Ordinary Meetings to be held yearly.

XI. And with respect to General Meetings of the Company, be it enacted, That the First General Meeting of the Shareholders of the Company shall be held within Three Months after the passing of this Act, and a General Meeting shall be held in the Month of *March* in each Year, or at such other stated Periods as shall be appointed for that Purpose by an Order of a General Meeting; and all Meetings, whether ordinary or extraordinary, shall be held within the City of *Norwich*.

XII. And

Quorum of Meetings.

XII. And the Quorum of every such Meeting shall be Ten Shareholders holding in the aggregate not less than Three thousand Pounds in the Capital of the Company.

Votes of Shareholders.

XIII. And be it enacted, That at all General Meetings of the Company every Holder of One Share and less than Ten Shares shall be entitled to have One Vote; and if holding Ten Shares and less than Thirty, to have Two Votes; and if holding Thirty Shares and less than Fifty, to have Three Votes; and if holding Fifty Shares or upwards, to have Four Votes.

Regulations as to Proxies.

XIV. And be it enacted, That no Person shall be entitled to vote as a Proxy unless the Instrument appointing such Proxy shall have been transmitted to the Secretary of the Company Two Days before the holding of the Meeting at which such Proxy is to be used.

Number and Qualification of Directors.

XV. And be it enacted, That the Number of Directors of the Company shall be Twelve, and the Qualification of a Director shall be the Possession by him in his own Right of Twenty-five Shares at the least in the said Undertaking.

First Directors.

XVI. And be it enacted, That *Samuel Bignold*, *Richard Noverre Bacon*, *Frederick Brown*, *Henry Chamberlin*, *George Durrant*, *William Geary*, *Charles Thomas Lucas*, *John Brandram Morgan*, *John Sultzer*, *Joseph Underwood*, *William Wilde*, and *Henry Woodcock* shall be the first Directors of the Company.

Quorum of Directors.

XVII. And be it enacted, That a Quorum of a Meeting of Directors shall be Four.

Power to vary the Number of Directors.

XVIII. And be it enacted, That it shall be lawful for the Company from Time to Time to reduce or increase the Number of Directors, provided that the increased Number do not exceed Twelve, and that the reduced Number be not less than Nine.

Committees of Directors.

XIX. And be it enacted, That the Number of Directors of which the Committees appointed by the Directors shall consist shall not be less than Three or more than Five, of whom any Two in the Absence of the others shall be competent to act.

Remuneration.

XX. And be it enacted, That the Remuneration of the Directors shall from Time to Time be fixed by a General Meeting of the Company.

Power to appoint a Manager at a Salary.

XXI. And be it enacted, That it shall be lawful for the Company, at any General or Special General Meeting of the Proprietors, to authorize the

the Appointment of a Manager, with such Salary as they shall think fit, and from Time to Time to alter the Amount of such Salary, and for the Directors, after such Authority shall have been so given, to appoint a fit and proper Person, either out of their own Body or otherwise, to be such Manager, and from Time to Time, at their Pleasure, to remove such Manager, and to appoint another in his Stead.

Qualification of Auditors.

XXII. And be it enacted, That no Person shall be capable of being an Auditor unless he be a Shareholder possessed in his own Right of not less than Ten Shares in the Undertaking.

Appointment of Secretary.

XXIII. And be it enacted, That the Directors of the Company may from Time to Time appoint a Clerk or Secretary, and fix and determine the Amount of his Salary or Remuneration.

Limiting Profits of the Company.

XXIV. And be it enacted, That the Profits of the Undertaking to be divided among the Shareholders in any Year shall not exceed the Rate of Six Pounds in the Hundred by the Year on the paid-up Capital in the Undertaking.

Declaration of Dividends.

XXV. And be it enacted, That, subject to the Restrictions and Limitations in the said "Waterworks Clauses Act, 1847," and this Act, contained, as to the maximum Amount of Profits to be divided among the Undertakers by way of Dividend in any Year, the Amount of Dividend to be from Time to Time declared and divided shall be fixed and determined by the Directors.

Newspaper for Insertion of Advertisements.

XXVI. And be it enacted, That the Newspaper or Newspapers in which Advertisements relating to the Affairs of the Company are to be inserted shall be some Newspaper or Newspapers printed within the said City of *Norwich*, and if no Newspaper shall be printed within the said City, then in some Newspaper or Newspapers usually circulated within the same City.

Power to make Waterworks according to deposited Plans.

XXVII. And whereas Plans and Sections showing the Line, Situation, and Levels of the intended Works, and also a Book of Reference containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands in or through which the same are intended to be made or to pass, have been deposited with the Clerk of the Peace of the City of *Norwich* and County of the same City: Be it enacted, That it shall be lawful for the Company, subject to the Provisions and Restrictions in this and the said incorporated Acts contained, to make and maintain the said Works in the Lines or Situation and on the Levels and upon the Lands delineated on the said Plans and Sections and described in the said Book of Reference, and to enter upon, take, and use such of the

Lands mentioned in the said Plans and Book of Reference as the said Company shall deem necessary for the Purposes of this and the said incorporated Acts.

Company empowered to take Water from River Wensum.

XXVIII. And be it enacted, That it shall be lawful for the said Company from Time to Time, and at all Times after the passing of this Act, to take and use such Water as they may require from the River *Wensum* otherwise *Wenson* opposite to and adjoining a certain Meadow called *Heigham Common* in the Parish or Hamlet of *Heigham* in the County of the City of *Norwich*: Provided always, that it shall not be lawful for the Company to make, erect, or construct any permanent Works or Building within the Bed or Stream of the said River at the Place from which the Water shall be so taken.

Company may purchase Land not exceeding Thirty Acres for additional Purposes.

XXIX. And be it enacted, That, in addition to the Lands authorized to be purchased as aforesaid, it shall be lawful for the Company to contract with any Party willing to sell or lease the same for the Purchase or Lease of any Lands other than what they are herein-before authorized to purchase or take, not exceeding in Quantity Thirty Acres, which shall be deemed proper or expedient for the Purposes of the said Undertaking; and it shall be lawful for all Parties who under the Provisions herein-before or in the said incorporated Acts contained would be enabled to sell or convey Lands required for the said Undertaking to sell and convey Lands required for any such additional Purposes as aforesaid.

Power to purchase or lease Lands.

XXX. And be it enacted, That it shall be lawful for the Company to agree with the Owners of any Lands or Buildings which they may require for the Purposes of this Act, either for the absolute Purchase of such Lands or Buildings, or any Easement, Power, or Authority in or over the same, for a Consideration in Money, or for a Lease on such Terms as may be agreed on, of any of such Lands or Buildings, or such Part thereof as they shall think proper; and that it shall be lawful for all or any of the Parties who by the said "Lands Clauses Consolidation Act, 1845," are empowered to sell and convey or release, to agree for and execute any such Lease as aforesaid: Provided always, that the Consideration for any Lease which shall be granted of any such Lands in which any Person under Disability shall be interested, or for any Easement, Power, or Authority in or over the same, shall be the best yearly Rent, payable half-yearly or oftener, that can be reasonably obtained, without taking any Money by way of Fine or Premium: Provided also, that where any Lands or Buildings shall be taken on Lease by virtue of this Act the Company shall afterwards have Power to purchase the Reversion of such Lands, or the Discharge thereof from the Rents and Covenants reserved and payable in and by such Lease.

XXXI. And

Owners may grant Easements.

XXXI. And be it enacted, That the Persons empowered by the said Lands Clauses Consolidation Act to convey Lands shall for the Purposes of this Act have full Power to grant any Easement, Power, or Authority in or over such Lands.

Power to the Company to purchase by Agreement the Interest of the Lessees of the Corporation in the existing Waterworks.

XXXII. And whereas by an Act passed in the Thirtieth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for better supplying the City of* Norwich *and the Parts adjacent with Water*, reciting that the Mayor, Sheriffs, Citizens, and Commonalty of the City of *Norwich* were Owners of certain Buildings, Engines, and other Works for raising and conveying Water from the River *Wenson* into the said City and the Parts adjacent, but the Powers they were invested with were not sufficient to enable them to raise and convey an ample and regular Supply of Water for the Use of the Inhabitants of the said City, Power was given to the said Mayor, Sheriffs, Citizens, and Commonalty, and their Lessees or Lessee, to make, erect, construct, repair, and maintain all such Buildings and other Works as they should think necessary for raising, forcing, and conveying a sufficient Quantity of Water from the said River *Wenson* into and throughout the whole of the said City and Parts adjacent, for the Use of the Inhabitants, and supplying the said Inhabitants therewith, and for those Purposes to do all such Acts, Matters, and Things as in the said Act were and are specified, in such Places and in such Manner as they should judge necessary for conveying the Water to the respective Houses, Offices, and other Tenements of the said Inhabitants; and the said Act contained various Provisions for enabling the Inhabitants of the said City and Parts adjacent to avail themselves of such Supply of Water, on Payment to the said Mayor, Sheriffs, Citizens, and Commonalty, or their Lessee or Lessees, of such Sums as should be ascertained and fixed by the said Mayor, Sheriffs, Citizens, and Commonalty, their Lessees or Lessee, and for enforcing Payment of such Sums, and for protecting the Water from Defilement, and for the Recovery of Penalties, and the like: And whereas the said Mayor, Sheriffs, Citizens, and Commonalty, by an Indenture made the Twenty-first Day of *September* One thousand eight hundred and three, in pursuance and exercise and by force and virtue of the Powers and Authorities to them given or reserved in and by the said Act, demised and granted to *William White* and *Robert Crane*, their Executors and Administrators, certain Parcels of Land, Mills, Yards, and Premises, with the Appurtenances, in the said Indenture particularly specified and described, and certain Pipes, Cisterns, and Store Places for Water, therein also specified and described, and also all such Liberties and Privileges, Powers and Authorities whatsoever, as in and by the said Act were given to and were then vested in the said Mayor, Sheriffs, Citizens, and Commonalty, for the Purpose of supplying the said City of *Norwich* and the Parts adjacent with

with River Water, and the free and uninterrupted Use, Power, Right, and Interest of the Head of Water of, above, and passing through the said River *Wenson*, for the Uses and Purposes of the Waterworks and Mills intended to be thereby demised, and certain Ways and Passages, save and except and subject to such Reservations as were in the said Indenture also particularly specified; to hold the said Waterworks, Mills, and Premises (except as was therein excepted) to the said *William White* and *Robert Crane*, their Executors and Administrators, from the Tenth Day of *October* One thousand seven hundred and ninety-three for the Term of Ninety-nine Years, subject to the Provisoes, Stipulations, and Directions inserted, expressed, and contained in and by the said Act, at the clear yearly Rent of Three hundred Pounds; and in the said Indenture were and are contained various Provisoes, Stipulations, and Conditions, and various Covenants on the Part of the said Lessees, and among others a Covenant to erect and complete, over and besides the principal Erections and Works then already made, completed, and finished, all such other Works, Erections, Matters, and Things as were proper or necessary for the Purpose of amply supplying the said City and the Inhabitants thereof with River Water, and during the Continuance of the Demise well and sufficiently to supply the said City and the Inhabitants, or such of them as should think proper to rent or pay for the same at the Rate therein-after mentioned, with clean, pure, and wholesome River Water, and to appropriate, employ, and use the Power of One whole Third Part at the least of the Head of Water of, above, and passing through the said River *Wenson* at and near the said demised Premises, for the sole Purpose of grinding Wheat and making Flour, clear and distinct from the other Part thereof used, worked, and appropriated for forcing and raising Water, as mentioned in the said Indenture, and for repairing the said demised Premises, and making good all Damage to the Pavements and otherwise by the Execution of the Works, and to observe and fulfil the Provisions of the said Act, and to put down and continue Fire Plugs, and to do certain Acts in the said Indenture particularly specified for protecting the Lands near to the said River and above the said Mills from Floods, and for regulating the Flow and Passage of the Water there, and for cleansing and keeping clear of Weeds the Water of the said River, and to maintain the Reservoir there constructed at its proper Level and Fall; and the said Indenture also contained Provisions for enabling the said Mayor, Sheriffs, Commonalty, and Citizens to do certain Acts in case of Fire, and upon certain Defaults of the said Lessees to exercise certain Powers therein prescribed, and to determine the said Lease, and a Covenant on the Part of the said Mayor, Sheriffs, Commonalty, and Citizens not to grant during the Continuance of the said Demise any Liberty or Privilege to any other Person or Persons for constructing Waterworks for the public and general Use of the Inhabitants of the said City; and

a maximum Rate or Scale of Charges and Payments to be made for Water was and is specified in a Schedule written under the said Indenture, being the Amounts ascertained and fixed by the said Mayor, Sheriffs, Citizens, and Commonalty under and by virtue of the said Act to be paid and payable for Water during the Continuance of the said Demise, which said Rate or Scale the said Lessees covenanted to observe and abide by; and Provision was also made for the Appointment of a Committee of Appeal and Arbitration, with certain Powers and Functions in the said Indenture particularly expressed: And whereas the said Lease is still in full Force and Effect, and all the Right, Title, Interest, Powers, and Privileges of the said Lessees are now vested by Assignment in certain Persons who as such Assignees are the Proprietors of the existing Waterworks, and the said Waterworks, Buildings, and Premises are now used and employed for supplying the said City and Inhabitants with Water, and it is proposed and intended that the Company should become by Agreement the Purchasers of the whole Interest of the said existing Proprietors in the said Lease and Term of Years, and in the said Works, and of the Powers and Privileges thereby conferred, subject to such Modifications as are herein-after expressed and provided: Be it therefore enacted, That it shall be lawful for the Persons in whom the Interest in the said Lease and Term of Years is now vested to sell and assign to the Company, and for the Company to purchase and take, all the Right, Title, Interest, and Term of Years of and in the said Waterworks, Mills, and Premises, with the Appurtenances, thereby demised, and all the Rights, Powers, and Privileges thereby granted, provided that so soon as such Assignment and Purchase shall have been executed, but not previously, the Company shall use and exercise the said Powers and Privileges in all Matters relating to the Supply of the said City and the Neighbourhood thereof with Water, under and subject to the Provisions and Regulations of this Act and the Acts herewith incorporated, and as if the said Works and the said Powers and Privileges had been originally conferred upon the Company by this Act.

Rights of Corporation of Norwich under Lease not to be affected.

XXXIII. Provided always, and be it enacted, That nothing in this Act contained shall diminish or affect the Right of the Mayor, Aldermen, and Citizens of the said City of *Norwich* to the Rent reserved by the said Indenture, or to the Performance and Observance of the Covenants, Provisoes, and Conditions therein contained: Provided always, and it is hereby declared, that as to Fire Plugs laid down and existing at the Time of the making of the said Assignment and Purchase, the Company shall abide by and fulfil the Covenant of the said Lessees in the said Lease contained in respect of Fire Plugs, but that any further or additional Fire Plugs to be provided or placed shall be so provided and placed by and at the Expense

of the Town Commissioners, and be in all respects subject to the Provisions in that Behalf of "The Waterworks Clauses Act, 1847."

Power to Proprietors of existing Works to sell and assign to theCompany.

XXXIV. And be it enacted, That it shall be lawful for all Persons and Corporations who, under the Provisions of the said "Lands Clauses Consolidation Act, 1845," would be capacitated to sell Lands for the Undertaking hereby authorized, and who are interested in any Manner in the said Works, Buildings, Lands, Premises, Rights, Powers, or Privileges, subject to the Provisions of the last-mentioned Act, to sell, assign, and transfer the same or any Part thereof to the Company.

Power to the Company to connect existing Works with the new Works.

XXXV. And be it enacted, That from and after the Completion of the said Purchase and Assignment the Company may, if they shall so think fit, connect the existing Works or any Part thereof with the Works hereby authorized to be made, and disconnect the same again from Time to Time as they shall think fit.

Present and substituted Pipes to revert to Lessors.

XXXVI. And be it enacted, That all Main Pipes which at the Time of the Completion of the said Purchase and Assignment shall have been actually laid down, and all Main Pipes which at any Time thereafter during the Continuance of the said Demise shall be laid down in substitution for and to replace such first-mentioned Pipes or any of them, shall, at the Expiration or other Determination of the said Lease, become and be the Property of the Lessors or their Assigns; provided that all Main Pipes which after the Completion of the said Purchase and Assignment shall be laid down by the Company for the Purposes of the said Works in Streets or Places not previously supplied with Pipes shall be and remain the Property of the Company.

Rates and Rents due at the Time of the passing of the Act to be recovered by Company, and paid to present Proprietors.

XXXVII. And be it enacted, That all Rates and Water Rents which at or immediately before the Completion of the said Purchase and Assignment shall be due and payable, or shall be accruing or becoming due and payable, to the Proprietors of the said existing Waterworks, shall be collected by and be payable to the Company, and shall be recoverable by them in like Manner and by the same Means as the Rates made payable by this Act; but the said Company shall at the Time of the Completion of the said Purchase and Assignment pay to the said Proprietors of the said existing Waterworks, over and above and together with the Purchase Money for the same and their other Premises, the Amount of all Rates and Water Rents which shall be then due and unpaid, and also a Proportion up to and inclusive of the Day of Completion of the said Purchase and Assignment of all such Rates and Water Rents as shall then be accruing or becoming due and payable.

XXXVIII. And

Powers to the Company to purchase, and to the Corporation of Norwich to sell, the Reversion in the existing Waterworks.

XXXVIII. And be it enacted, That it shall be lawful for the Company at any Time after such Purchase and Assignment as aforesaid to agree with the Mayor, Aldermen, and Citizens of the said City of *Norwich* for the absolute Purchase of the Reversion expectant on the said Term so as aforesaid granted by them, and of and in the said Lands, Buildings, Works, and Premises thereby demised, and for the said Mayor, Aldermen, and Citizens to sell to the Company the said Reversion, and all the Right, Title, and Interest of the said Mayor, Aldermen, and Citizens in the said Premises and Works, at such Price and upon such Terms and Conditions as shall and may be agreed between them.

Mayor, &c. not to sell without the Approbation of the Treasury.

XXXIX. And be it enacted, That nothing in this Act contained shall enable the said Mayor, Aldermen, and Citizens to alienate, incumber, or demise for the Purposes of this Act, without the Approbation of the Commissioners of Her Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, or any Three of them, any Lands, Tenements, or Hereditaments which they could not have sold, alienated, incumbered, or demised without such Approbation, before the passing of this Act, anything in this Act to the contrary notwithstanding.

The Price and Terms of Purchase to be settled by Arbitration, in case no Agreement come to.

XL. And be it enacted, That in case the said Mayor, Aldermen, and Citizens shall, at any Time within Six Calendar Months from the passing of this Act, require the Company, by a Notice in Writing under the Hand of the Town Clerk, to purchase the said Reversion, and no Agreement shall have been come to as to the Terms of such Purchase within Six Calendar Months after such Notice, the Price and Terms of such Purchase shall be settled by Arbitration, in such Manner as is provided in that Behalf by "The Lands Clauses Consolidation Act, 1845;" and the Costs of such Arbitration, including the Costs of the Arbitrators or Umpire, (which Costs shall be ascertained by the Arbitrators or Umpire, as the Case may be, by Writing, either upon the Award or separately, and subsequently to the making thereof,) shall be borne by the Parties in such Proportion as the Arbitrators or Umpire shall think fit and determine, or wholly by either Party, at their or his absolute Discretion, and shall be paid, in the first instance, by the Company, and so much thereof, if any, as shall be directed to be borne by the said Mayor, Aldermen, and Citizens shall be deducted from the gross Amount of the Purchase Money awarded; and the Amount of the Purchase Money so awarded, or such Amount after deducting the Proportion of the Costs of the said Arbitration which shall be directed to be paid by the Mayor, Aldermen, and Citizens, and which shall have been so paid in the first instance by the Company, shall be paid to the said Mayor, Aldermen, and Citizens within Three Years from the passing of this Act.

XLI. And

Purchase Money to be a first Charge on the Works of Company.

XLI. And be it enacted, That the Sum so awarded, or so much thereof as shall from Time to Time remain unpaid, shall be a first Charge upon the Works, Property, and Effects of the Company, and recoverable in like Manner and by such Means as Monies secured by Mortgage of Real Property may now by Law be recovered.

Mayor, &c. to execute a Release or Conveyance of Reversion.

XLII. And be it enacted, That so soon as conveniently may be after the making and publishing of such Award the said Mayor, Aldermen, and Citizens shall, on being so required by the Company, execute to them under their Common Seal a Release or Conveyance of the said Reversion, and that such Release or Conveyance shall be valid and effectual to all Intents.

Until Execution of Release, &c, Company to be subject to Provisions of Lease.

XLIII. And be it enacted, That, until such Release or Conveyance shall have been executed, the Company shall stand possessed of and be interested in the said Lands, Buildings, Works, and Premises demised by the said Lease subject to the Covenants, Provisoes, and Conditions therein contained, except as is by this Act otherwise expressly provided.

Power to re-sell existing Works.

XLIV. And be it enacted, That in case the Company shall become the Purchasers of the said existing Waterworks, and of the Lands, Buildings, and Premises herein-before mentioned, it shall be lawful for the Company to sell and dispose of such Lands, Buildings, and Premises, or any Part thereof, at such Time or Times and in such Manner as the Directors shall think fit; and for the Purpose of making and completing such Sales or Dispositions the Company may make and execute Agreements and Assurances, which Assurances shall effectually pass the Estate and Interest of the Company, or so much as shall be contracted for, in the Premises sold or disposed of; and upon Payment of any Money which may arise from any such Sale or Disposition the Treasurer for the Time being of the Company shall sign and give Receipts for the same.

Provision in case Public Health Act put in force in Norwich.

XLV. And be it enacted, That in case at any Time it shall be deemed expedient to cause the Provisions of the Public Health Act, 1848, to be applied to and put in force within the said City of *Norwich*, or any District comprehending the said City, and the Company shall by reason thereof be required by the Local Board of Health to sell to them the Works, Property, and Effects then belonging to the Company, including the unexpired Term of Years in the existing Waterworks under and by virtue of the said Lease intended to be purchased by the said Company, and all their Estate and Interest therein, the Company shall, upon or at any Time within Twelve Months after the Completion of the Works by this Act authorized, absolutely sell and convey the Works, Property, and Effects aforesaid accordingly, upon such Terms and at such Price as may be agreed upon,

or

or if no such Agreement be made or come to within Twenty-one Days after such Requisition, then upon such Terms and at such Price as shall be fixed and determined by Arbitration in the Manner provided by the Lands Clauses Consolidation Act, 1845, as to Cases of disputed Compensation, and all the Provisions of the said last-mentioned Act applicable to Promoters of Undertakings shall for that Purpose be deemed to apply to the said Local Board of Health: Provided always, that if at any Time before the Completion of the Works by this Act authorized the Local Board of Health shall give Notice in Writing to the Company of their Desire to purchase the said Works, Property, and Effects, and if after such Notice any authorized Officer of the General Board of Health shall require any Alteration to be made in the Works by this Act authorized, or such of them as for the Time being shall be unfinished, the said Company shall make such Alterations accordingly: Provided nevertheless, that the said Company shall not be required to construct any Works which are not authorized by this Act, nor to make any Alteration in such Works which would compel the Company to take their Supply of Water from any other Source than is delineated upon the said Plans; and in the event of the said Works being constructed in the Manner required by the said Officer the said Local Board shall thereupon be bound, at the Request of the said Company, to complete the Purchase of the Works, Property, and Effects of the said Company, as herein-before provided.

Constant Supply to be given from the Reservoirs after the Period of Five Years.

XLVI. And be it enacted, That the Water to be supplied by the Company need not be constantly laid on under Pressure until the Expiration of Five Years after the passing of this Act, unless the Works authorized by this Act shall have been completed before the Expiration of the said Period of Five Years; and after the Expiration of the said Five Years or such earlier Period as aforesaid the Water to be supplied by the Company need not be constantly laid on under a Pressure greater than the Height of the Water in the Reservoir from whence the Supply is or shall be obtained will give: Provided always, that if at any Time or Times after the Expiration of the said Period of Five Years, or such earlier Period as aforesaid, the Majority of Houses bounding and next adjoining to any Street on either Side thereof shall not be furnished with Communication Pipes in manner required by the said "Waterworks Clauses Act, 1847," the Company shall not be bound to supply the Inhabitants of the Houses in such Street with Water constantly laid on under such Pressure as aforesaid, until the Communication Pipes of the Majority of such Houses shall be provided as required by the said "Waterworks Clauses Act, 1847;" and, notwithstanding that the Communication Pipes to the Majority of such Houses shall have been provided as last aforesaid, the said Company shall not be bound to supply with Water

constantly laid on under such Pressure as aforesaid the Inhabitants of any House the Communication Pipe whereof shall not have been provided as last aforesaid: Provided also, that it shall not be lawful for the Company to demand or take any greater Rate in respect of the Supply of Water to any House or Building heretofore supplied by the existing Waterworks Company than the Rate charged in respect of the Supply to such House or Building by the said last-mentioned Company in the Year ending the Thirty-first Day of *December* One thousand eight hundred and forty-nine, unless and until the Water to such House or Building shall be supplied under High Pressure as aforesaid and from the Source delineated on the Plans deposited for the Purposes of this Act.

Company to supply Water when required by Local Board of Health.

XLVII. And be it enacted, That the Company shall and they are hereby required to supply all such Water as the Local Board of Health for the City of *Norwich* may from Time to Time require for any of the Purposes mentioned in the Public Health Act, 1848, and upon such Terms as in case of Difference may be fixed and determined in the Manner provided by the said Act.

Time for completing Works limited.

XLVIII. And be it enacted, That after the Expiration of Five Years from the passing of this Act all the Powers by this Act granted for completing the Works for supplying with Water the City of *Norwich* and the Neighbourhood thereof shall cease to be exercised, except as to so much of the same as shall then be completed; provided that nothing in this Act contained shall be construed so as to restrain the Company from extending their Works, Mains, and Pipes, from Time to Time, whenever it shall be necessary for the Purpose of supplying with Water the Inhabitants of the said City of *Norwich* and the Neighbourhood thereof within the Limits of this Act.

Rate at which Water is to be supplied for domestic Purposes.

XLIX. And be it enacted, That the Company shall, at the Request of the Owner or Occupier of any House or Part of a House in any Street in which any Pipe of the Company shall be laid, or of any Person who, under the Provisions of this Act, or any Act incorporated herewith, shall be entitled to demand a Supply of Water for domestic Purposes, furnish to such Owner or Occupier or other Person a sufficient Supply of Water for their domestic Uses at the Rates herein-after specified; (that is to say,)

Where no Water-closet.

If there be no Water-closet or Bath in the Dwelling House to be supplied with Water, then at the following Rates:

Where the annual Value of such House shall not amount to Five Pounds, at a Rate not exceeding Four Shillings and Four-pence *per Annum*:

Where the annual Value of such Dwelling House shall be Five Pounds and under One hundred Pounds, at a Rate *per Centum per Annum* not exceeding Five Pounds:

Where the annual Value of such Dwelling House shall be One hundred Pounds and upwards, at a Rate *per Centum per Annum* not exceeding Four Pounds and Ten Shillings:

If there be a Water-closet or Water-closets, or Bath or Baths, in such Dwelling House, then, in addition to the Rates above specified, the following Rates shall be payable; (that is to say,) If there be a Water-closet.

Where the annual Value of such Dwelling House shall not amount to Forty Pounds *per Annum*, the Sum of Eight Shillings for each Water-closet or Bath, and the further Sum of Four Shillings for each additional Water-closet or Bath:

Where the annual Value of such Dwelling House shall be Forty Pounds and under One hundred Pounds, the Sum of Ten Shillings for each Water-closet or Bath, and the further Sum of Five Shillings for each additional Water-closet or Bath:

Where the annual Value of such Dwelling House shall be One hundred Pounds and upwards, the Sum of Twelve Shillings for each Water-closet or Bath, and the further Sum of Six Shillings for each additional Water-closet or Bath:

Provided always, that the Company shall not be compelled to supply any Water-closet or Bath, or the Apparatus or Pipes connected therewith, unless the same shall be so constructed and used as to prevent the Waste or undue Consumption of the Water of the Company, and the Return of foul Air and other noisome or impure Matter into the Mains or other Pipes belonging to or connected with the Mains or Pipes of the Company.

L. Provided always, and be it enacted, That in every Case in which any Building is used partly as a Dwelling House and partly as a Warehouse, the Owner or Occupier thereof may require that the annual Value of the Part thereof used as a Warehouse shall be ascertained separately for the Purposes of this Act, and the Company shall accordingly cause the same to be fairly and impartially so ascertained, and the Water Rate or Water Rates for each such Part of such Building shall be determined accordingly: Provided always, that if the Occupier of any such Building as aforesaid shall use any of the Water supplied for the Purposes of a Dwelling House for any Purposes applicable to any such Warehouse, the Person so offending shall be liable for every such Offence to a Penalty not exceeding Twenty Pounds. Provision for Rates on Buildings used only partly as Dwelling Houses.

LI. And be it enacted, That the several Provisions in the said Waterworks Clauses Act, 1847, relating to Owners of small Tenements the annual Value whereof shall not exceed Ten Pounds, who are thereby made liable to the Payment of Water Rates, shall for the Purposes of this Act be applicable to Houses and Tenements of which the annual Value shall not exceed Eight Pounds, and not otherwise. Provisions of 10 & 11 Vict. c. 17. relating to Tenements not exceeding 10*l.* per Annum to apply to Tenements not exceeding 8*l.*

LII. And

Water for other than domestic Purposes to be supplied by Agreement.

LII. And be it enacted, That it shall be lawful for the Company to supply any Person with Water for other than domestic Purposes at such Rate and upon such Terms and Conditions as shall be agreed upon between the Company and the Persons desirous of having such Supply of Water.

What shall be deemed domestic Purposes.

LIII. And be it enacted, That a Supply of Water for domestic Purposes shall not include a Supply of Water for Baths, Horses, Cattle, or for washing Carriages, or for any Trade or Business whatsoever.

Power to lease the Water Rates.

LIV. And be it enacted, That it shall be lawful for the Company to lease the whole or any of the Water Rates or Rents payable to the Company by virtue of this Act or otherwise for any Term not exceeding Three Years, and upon such Rents, Covenants, and Conditions as the Company shall think fit.

Expenses of this Act.

LV. And be it enacted, That all Costs, Charges, and Expenses of and attending the passing of this Act or incidental thereto shall be paid by the Company or the Directors thereof out of the first Monies that shall come to their Hands after the passing thereof, and in preference to any other Payment whatsoever.

Saving the Rights of the Conservators of the River.

LVI. And be it enacted, That nothing in this Act shall prejudice or affect the Rights, Powers, and Privileges of the Conservators of the said River *Wensum* otherwise *Wenson*, except as the same may be affected by the Powers hereby conferred on the Company for taking and appropriating the Water thereof for the Purposes hereinbefore expressed.

Public Act.

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

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