ANNO DUODECIMO

VICTORIÆ REGINÆ.

Cap. viii.

An Act for lighting with Gas and supplying with Water the Town and Borough of *Darlington* and the Suburbs thereof in the County of *Durham*.

[11th *May* 1849.]

WHEREAS certain Persons in the Year One thousand eight hundred and forty-six formed themselves into an Association or Company, under the Title of "The *Darlington* Gas Company," for the Purpose of manufacturing or making Gas, and therewith lighting the Streets, Houses, and other Places of the Parish of *Darlington* in the County of *Durham*, and the Parishes and Places adjoining or near thereto, and for other Purposes incident to such Manufacture: And whereas the Persons so associated have been since the Formation of such Company and now are engaged in the Manufacture or making of Gas, and in such lighting as aforesaid, so far as respects the Town and Borough of *Darlington* and the Suburbs thereof in the said Parish of *Darlington*; and it would be of great public Advantage if more effectual Powers were granted for such lighting, and for extending the Supply of Gas to other Parts of the said Suburbs: And whereas the said Town and Borough of *Darlington* and the Suburbs thereof are not at present sufficiently supplied with Water, and the making of Waterworks for effectually supplying the same would be of

of great public Advantage: And whereas the several Persons hereinafter named, with others, are willing at their own Expense to carry into execution the Purposes aforesaid; but the same cannot be effected without the Authority of Parliament: 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, That the several Acts of Parliament following, that is to say, "The Companies Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Act, 1845," "The Gasworks Clauses Act, 1847," and "The Waterworks Clauses Act, 1847," shall be incorporated with and form Part of this Act, except so far as the same several Acts or any of them, or any Part or Parts thereof respectively, are inconsistent with the Provisions of this Act or any of them, or are expressly varied or altered by this Act: Provided always, that nothing in "The Lands Clauses Consolidation Act, 1845," or this Act, contained, shall confer on the Company hereby incorporated Power to take Lands, Tenements, or Hereditaments by Compulsion for the Purposes of supplying the Inhabitants within the Limits of this Act with Gas, or, for the Purpose of supplying the Inhabitants within the Limits of this Act with Water, to take any Lands, Tenements, or Hereditaments except such as are mentioned in the Book of Reference deposited as herein-after mentioned.

8 & 9 Vict. cc. 16. & 18. and 10 & 11 Vict. cc. 15. & 17. incorporated with this Act.

Interpretation of Act.

II. And be it enacted, That in construing this Act and the several Acts incorporated herewith the Expression "the Undertaking" shall mean as well the Gasworks and Waterworks, and Works connected therewith respectively, by this Act authorized to be constructed, and each of them, as also the Gasworks and Works vested in the Undertakers by this Act; and the Expression "the Undertakers" shall mean the Company incorporated by this Act.

Town Commissioners.

III. And be it enacted, That the Expression "Town Commissioners" shall mean the several Persons or Parties for the Time being having the Charge, Control, or Management of the Streets and Roads of the several Parishes and Places respectively within the Limits of this Act.

Short Title.

IV. 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 *Darlington* Gas and Waterworks Act, 1849."

Limits of the Act.

V. And be it enacted, That the Limits of this Act shall be deemed and taken to extend to and shall comprise and include the whole of the Town and Borough of *Darlington*, and the several Places in the Suburbs thereof and adjacent thereto, such Town, Borough, and Places comprising the several Parishes, Townships, and extra-parochial or other Places of *Darlington*, *Darlington Bondgate* otherwise *Bondgate in Darlington*, *Darlington Borough*, *Prebend Row*, *Priestgate*, *Blackwell*, *Cockerton*, *Haughton*, and *Haughton-le-Skerne*, all in the said County of *Durham*.

Subscribers incorporated.

VI. And be it enacted, That *William Backhouse*, *John Church Backhouse*, *John Hardcastle Bowman*, *John Buckton*, *Joseph Forster*, *John*

John Castell Hopkins, *Francis Kipling*, *Alfred Kitching*, *Michael Middleton*, *James Overend*, *John Sheilds Peacock*, *Edward Pease*, *John Pease*, *Joseph Pease*, *Henry Pease*, *Nathaniel Plews*, *William Robinson*, *Robert Thompson*, *William Thompson*, and *Christopher Watkin*, and all other Persons and Corporations 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 and they are hereby united and incorporated into a Company for the Purpose of supplying with Gas and Water the Inhabitants, Buildings, and Lands within the Limits of this Act, and for other the Purposes herein and in the said recited Acts contained, under the Name of "The *Darlington* Gas and Water Company," and by that Name shall be a Body Corporate, with perpetual Succession, and shall and may sue and be sued, and shall have Power to purchase and hold Lands for the Purposes of the Undertaking, within the Restrictions and Provisions herein and in the said incorporated Acts contained.

Amount of Capital.

VII. And be it enacted, That the Capital of the Company shall be Twenty-five thousand Pounds.

Shares.

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

Limiting Number of Shares to be held.

IX. And be it enacted, That no Person shall at any Time hereafter hold more than One hundred Shares in the said Undertaking, otherwise than by Bequest, Marriage, or by virtue of the Statute of Distribution of Intestates Effects, or by original Allotment or Subscription: Provided always, that it shall not be lawful for any Person who may, by Bequest, Marriage, or by virtue of the Statute of Distribution of Intestates Effects, acquire or become possessed of a greater Number of Shares than One hundred, to continue to hold such greater Number of Shares for a Period exceeding Two Years from the Date of the Registration of such Shares in the Name of such Person; and if any Person shall continue to hold such greater Number of Shares beyond Two Years the Company may, if they think fit, sell such greater Number held by such Person by public Auction, and shall pay the Proceeds, deducting the Expense of such Sale, to such Person whose Shares shall be so sold, upon Demand; or if such Shares shall belong to an Infant, Lunatic, or Person under any legal Disability, the Proceeds of such Sale, after deducting the Expenses of Sale, shall be paid to the Guardian, Committee, or Trustees of such Person, as the Case may be, on Demand, or shall, in case the same shall exceed Two hundred Pounds, be paid into the Court of Chancery, for the Benefit of such Infant, Lunatic, or Person under legal Disability, and may be invested, disposed of, or applied for the Benefit of such Infant, Lunatic, or Person under Disability in such Manner as the said Court of Chancery shall think fit.

Calls.

X. And be it enacted, That One Pound *per* Share shall be the greatest Amount of any One Call which the Company may make upon

upon the Shareholders, and that Two Months at the least shall intervene between the making of any Two successive Calls.

Power to borrow Money on Mortgage.

XI. And be it enacted, That it shall be lawful for the Company to borrow on Mortgage or Bond any Sums of Money not exceeding in the whole the Sum of Eight thousand three hundred and thirty-three Pounds; but no Part of such Sum shall be raised until the whole of the said Capital or Sum of Twenty-five thousand Pounds shall have been subscribed for, and One Half thereof shall have been actually paid up.

Number and Qualification of Directors.

XII. And be it enacted, That (subject to the Provisions herein contained for increasing or reducing the Number of Directors) the Number of Directors shall be Nine, and the Qualification of a Director shall be the Possession in his own Right of Ten Shares in the Undertaking.

Power to vary the Number of Directors.

XIII. And be it enacted, That it shall be lawful for the Company from Time to Time to increase the Number of Directors, and from Time to Time to reduce such Number; but the whole Number of Directors after such an Increase or Reduction as aforesaid shall not be greater than Twelve nor less than Nine.

First Directors.

XIV. And be it enacted, That the said *John Hardcastle Bowman*, *John Buckton*, *John Castell Hopkins*, *Francis Kipling*, *Michael Middleton*, *James Overend*, *John Pease*, *Henry Pease*, and *Robert Thompson*, shall be the first Directors of the Company.

Quorum of Directors.

XV. And be it enacted, That a Quorum of a Meeting of Directors shall be Five.

Committees of Directors.

XVI. And be it enacted, That the Number of Directors of which Committees appointed by the Directors shall consist shall not be less than Three nor more than Five, and the Quorum of such Committee shall be Two.

Quorum of Meetings.

XVII. And be it enacted, That the Quorum for every Meeting of the Company shall be Ten Shareholders holding in the aggregate not less than Two thousand Pounds in the Capital of the Company.

Scale of voting.

XVIII. And be it enacted, That the Scale according to which the Shareholders may vote in respect to their Shares shall be as follows; (that is to say,) for One Share or more, but not exceeding Twenty, One Vote in respect of each Share, and for more than Twenty Shares an additional Vote for every Three Shares.

Appointment of Auditors.

XIX. And be it enacted, That the Number of Auditors shall be Two, and that the said *William Thompson* and *William Robinson* shall be the first Auditors of the Company.

Qualification of Auditors.

XX. 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.

XXI. And

Appointment of Secretary.

XXI. And be it enacted, That the Secretary of the Company shall from Time to Time be appointed by the Directors, and the Amount of his Salary or Remuneration shall be fixed and determined by them.

Declaration of Dividends.

XXII. And be it enacted, That, subject to the Restrictions and Limitations in the said Gasworks Clauses Act, 1847, and the said Waterworks Clauses Act, 1847, 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.

XXIII. 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 Town of *Darlington*, and if no Newspaper shall be printed within the said Town, then in some Newspaper or Newspapers usually circulated within the same Town.

Power to purchase or lease Lands.

XXIV. 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 think requisite or proper for the Purpose of making or supplying Gas within the Limits of this Act for the absolute Purchase for a Consideration in Money, or for a Lease on such Terms as may be agreed on, of any 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 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.

Vesting present Gas Works and other Property in the Company hereby incorporated.

XXV. And be it enacted, That from and after the passing of this Act all Main Pipes and other Pipes and Works laid down or placed in the several Streets, Roads, Ways, Lanes, and other public Passages and Places within the Limits of this Act, and belonging to the said Company called "The *Darlington* Gas Company," and all Retorts, Purifiers, Gasholders, Receivers, Cisterns, Engines, Machines, Pipes, Posts, Lamp Irons, Lamps, Lands, Tenements, Erections, Buildings, Matters, and Things, Monies, Stocks, Funds, and Securities, the Property of or belonging or due to or vested in the said Company called "The *Darlington* Gas Company," or any Trustee or Trustees on their Behalf, and all Leases vested in the same Company, or such Trustee or Trustees as aforesaid, at the Time of the passing of this Act, and all the Rights, Privileges, Powers, and

Authorities relating to the said *Darlington* Gas Company, or any of them, given to or vested in the said *Darlington* Gas Company, shall (subject to the existing Debts, Liabilities, Engagements, Contracts, Obligations, and Incumbrances respectively affecting the same,) be and be held to be and the same are hereby vested in the said *Darlington* Gas and Water Company hereby incorporated, and may be lawfully held, used, exercised, and enjoyed, by and in the Name of the *Darlington* Gas and Water Company, in the same Manner and to the same Extent as the said *Darlington* Gas Company could have held, used, exercised, and enjoyed the same in the Name of the said *Darlington* Gas Company, or in the Name or Names of any Person or Persons in trust for such Company or for their Benefit, if this Act had not been passed, (save only so far as the Use, Exercise, and Enjoyment of such Rights, Powers, Authorities, and Privileges may be inconsistent with the Provisions and Purposes of this Act, or the said Acts hereby incorporated therewith, or any of them); and from and after the passing of this Act the said *Darlington* Gas Company shall be and the same is hereby dissolved.

Debts, Rents, &c. of Darlington Gas Company transferred to Company hereby incorporated.

XXVI. And be it enacted, That, subject to the Provisions in this Act contained, all Debts which at or immediately before the passing of this Act shall be due from or to the said *Darlington* Gas Company shall be payable and paid, together with all Interest, if any, due or to accrue due thereon, by or to the Company hereby incorporated, and all Rates and Duties which at or immediately before the passing of this Act shall be due and payable or accruing due and payable to the *Darlington* Gas Company shall be due and payable from or to the Company hereby incorporated, and shall and may be recovered from or by the said last mentioned Company.

Effect of Conveyances, Contracts, &c. of or to the Darlington Gas Company extended to the Company hereby incorporated.

XXVII. And be it enacted, That all Conveyances, Contracts, Agreements, Obligations, Bonds, Covenants, Liabilities, and Securities made or entered into before the passing of this Act, to, with, by, or for the said *Darlington* Gas Company, shall, subject to the Provisions in this Act contained, be and remain as good, valid, and effectual, for or against or with reference to the Company hereby incorporated, to all Intents and Purposes as if the last-mentioned Company had been Party to and had executed the same, or had been named or referred to therein instead of the said *Darlington* Gas Company.

Acts of Darlington Gas Company binding on Company hereby incorporated.

XXVIII. And be it enacted, That all and every Purchase, Sale, Conveyance, Surrender, Grant, Lease, Agreement, Security, Right, Liability, Privilege, Act, Matter, or Thing whatsoever, already made, done, acknowledged, executed, granted, incurred, obtained, transacted, commenced, or instituted by, to, for, or on behalf of, against, or in respect of the said *Darlington* Gas Company shall (subject to the Provisions in this Act contained) be and the same are hereby declared to be as good, valid, and effectual, and of the same Condition and Quality, to all Intents and Purposes whatsoever, by, to, for, on behalf of, against, or in respect of the Company hereby incorporated, as they respectively

were immediately before the passing of this Act with reference to the said *Darlington* Gas Company, and shall and may (subject as aforesaid) be executed, done, performed, continued, completed, and terminated by, to, for, on behalf of, against, or with respect to the Company hereby incorporated, as fully and effectually as the same could or might have been by and in the Name of the *Darlington* Gas Company, or by or in the Name or Names of any Person or Persons in trust for or for the Benefit of the *Darlington* Gas Company, if this Act had not passed.

Shareholders in the Darlington Gas Company to be entitled to Shares in the new Company.

XXIX. And be it enacted, That every Person or Corporation who immediately before the passing of this Act was the Proprietor of One or more Shares in the said *Darlington* Gas Company upon which the Sum of Eight Pounds had been paid shall be entitled to a like Number of Shares of the nominal Value of Twelve Pounds Ten Shillings each in the Capital or Joint Stock of the Company hereby incorporated, which Shares shall be deemed to have been subscribed for, and upon which the whole Amount or Value thereof shall for all Purposes whatsoever be deemed to have been fully paid up, and every such Person or Corporation shall stand and be possessed of every such Share upon the same Trusts and for the same Purposes, and under and subject to the same Powers and Provisions respectively, subject nevertheless to the Provisions of this Act, as the Shares in the said *Darlington* Gas Company in lieu of which the Shares in the Capital or Joint Stock of the Company hereby incorporated are given as aforesaid were immediately before the passing of this Act held upon and subject or liable to, and so as to give Effect to and not to revoke any Will or other testamentary Disposition made previous to the passing of this Act: Provided always, that every such Person or Corporation who shall at the Time of the passing of this Act have paid up a larger Sum than Eight Pounds *per* Share in respect of his Share or Shares in the *Darlington* Gas Company shall be deemed a Creditor of the Company hereby incorporated for the extra Amount so paid.

Power to construct Gasworks.

XXX. And be it enacted, That, subject to the Provisions in this and the said incorporated Acts contained, it shall be lawful for the Company to continue the existing Gasworks, and from Time to Time to construct and maintain such other Gasworks and Apparatus, and such Buildings, with Approaches thereto, upon the Lands belonging to the Company, or hereby authorized to be purchased by them by Agreement, and to do all such other Acts as they shall think necessary for supplying the Inhabitants within the Limits of this Act with Gas, and to supply such Gas upon such Terms as shall be agreed upon between the Company and the Persons supplied therewith, and to sell and dispose of the Coke and other Residuum arising from the Materials used in the Manufacture of Gas, and also to manufacture Coke from Coal not used in the Manufacture of Gas, and to sell the same.

Maximum Charge for Gas.

XXXI. And be it enacted, That the maximum Charge for Gas to be supplied by the Company within the Limits of this Act shall not exceed the Sum of Six Shillings *per* Thousand Cubic Feet.

XXXII. And

Power to Undertakers to lay Pipes for lighting Buildings.

XXXII. And be it enacted, That, subject to the Provisions in this and the incorporated Acts contained, it shall be lawful for the Company to lay any Pipe, Branch, or other Apparatus from any Main or Branch Pipes into, through, or against any Building, for the Purpose of lighting the same, and to provide and set up any Apparatus necessary for securing to any Buildings a proper and complete Supply of Gas, and for measuring and ascertaining the Extent of such Supply.

Penalties imposed by this Act not cumulative.

XXXIII. Provided always, and be it enacted, That no Penalty or Forfeiture imposed by the said incorporated Acts, or any of them, for or in respect of the same Act or Default of the Company shall be cumulative on any Penalty or Forfeiture imposed for or in respect of the same Act or Default by any other Act of Parliament, but it shall be lawful for the Company, or for any Person entitled to proceed for any such Penalty or Forfeiture, to elect to proceed under such last-mentioned Act or any of the said incorporated Acts.

Power to make Waterworks according to deposited Plans.

XXXIV. And whereas Plans and Sections showing the Line and Levels of the Waterworks, and also a Book of Reference containing the Names of the Owners and Lessees or reputed Owners and Lessees and of the Occupiers of the Lands and Streams, in or through which the same are intended to be made or to pass, or which are required for the Purposes of the Company, have been deposited with the Clerk of the Peace for the County of *Durham:* 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 Waterworks in the Line and on the Levels and upon the Lands delineated on the said Plans and described in the said Book of Reference, and to enter upon, take, and use, or to agree for and take a Lease of, such of the Lands mentioned in the said Plans and Book of Reference as shall be necessary for that Purpose, and also to divert, impound, and take from the Stream called the River *Tees*, mentioned in the said Plans and Book of Reference, such Water as the Company may require for the Purposes of this and the said incorporated Acts.

In case of Parties under Disability, Lands, &c. to be let at best yearly Rent.

XXXV. And be it enacted, That in every Lease of any Lands by any Party under any Disability or Incapacity to sell and convey Lands as defined by "The Lands Clauses Consolidation Act, 1845," there shall be reserved the best or most usual yearly Rent for or in respect of such Lands, and that no Fine, Premium, or Foregift shall be paid upon or in respect of such Lease.

Owners may grant Leases.

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

Form of Lease.

XXXVII. And be it enacted, That all Leases of Land to be taken on Lease by virtue of the Powers or Provisions of this or the

the incorporated Acts may be according to the Form in Schedule (A.) to this Act annexed, or as near thereto as the Circumstances of the Case will admit.

Period within which Waterworks are to be completed

XXXVIII. And be it enacted, That the Waterworks shall be completed within Five Years from the passing of this Act, and on the Expiration of such Period the Powers by this or the said incorporated Acts granted to the Company for executing such Works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the said Waterworks as shall then be completed: Provided always, that nothing in this Act contained shall extend or be construed to extend so as to restrain the Company from extending their Mains and Pipes from Time to Time whenever it shall be necessary for the Purpose of supplying the Inhabitants within the Limits of this Act with Water.

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

XXXIX. 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 Watercloset.

If there be no Watercloset 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 Ten Pounds, at a Rate *per Centum per Annum* not exceeding Seven Pounds Ten Shillings:

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

Where the annual Value of such Dwelling House shall be Twenty Pounds and under Forty Pounds, at a Rate *per Centum per Annum* not exceeding Six Pounds Ten Shillings:

Where the annual Value of such Dwelling House shall be Forty Pounds and upwards, at a Rate *per Centum per Annum* not exceeding Six Pounds:

If there be a Watercloset.

If there be a Watercloset or Waterclosets, or a private 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,)

Where the annual Value of such Dwelling House shall not amount to Ten Pounds *per Annum*, the Sum of Four Shillings for each such Watercloset and Four Shillings for each such Bath:

Where the annual Value of such Dwelling House shall be Ten Pounds and under Twenty Pounds, the Sum of Six Shillings for each such Watercloset and Six Shillings for each such Bath:

Where the annual Value of such Dwelling House shall be Twenty Pounds and under Forty Pounds, the Sum of Eight

Shillings for each such Watercloset and Eight Shillings for each such Bath:

Where the annual Value of such Dwelling House shall be Forty Pounds and upwards, the Sum of Ten Shillings for each such Watercloset and Ten Shillings for each such Bath:

Provided always, that the Company shall not be compelled to supply any Watercloset 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.

What shall be domestic Purposes.

XL. And be it enacted, That a Supply of Water for domestic Purposes shall not include a Supply of Water for Horses or Cattle, or for washing Carriages, or for any Trade, Manufacture, or Business whatsoever, or for watering Gardens, or for Fountains, or for any ornamental Purposes whatsoever.

Power to lease the Gas or Water Rents or Rates.

XLI. And be it enacted, That it shall be lawful for the Company to lease the whole or any of the Gas Rates or Rents and Water Rates or Rents payable to the Company by virtue of this Act or otherwise, to any Person or Persons, for any Term not exceeding Three Years, and upon such Rents, Covenants, and Conditions as the Company shall think fit: Provided always, that no such Lease shall defeat or abridge the Power by the said Waterworks Clauses Act given to the Court of Quarter Sessions of directing the Reduction of the Rates, and the Company shall reduce the Rates in the same Manner as they would have done in case no Lease had been granted.

Constant Pressure to be afforded from Reservoir.

XLII. And with respect to the Supply of Water in pursuance of the Thirty-fifth Section of the Waterworks Clauses Act, 1847, be it enacted, That the Water so to be supplied need not be constantly laid on under a Pressure greater than that to be afforded from the Service Reservoir by this Act authorized to be constructed.

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

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

Company not exempt from Provisions of 11 & 12 Vict. c. 63.

XLIV. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the said Company from the Provisions of "The Public Health Act, 1848," or of any general Act relating thereto or to the Subject Matter thereof which may pass during the present or any future Session of Parliament.

Public Act.

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

The

The SCHEDULE (A.) to which the foregoing Act refers.

Form of Lease.

I of in consideration of the Sum of £ paid to me by *or* [*as the Case may be*] in consideration of the Sum of £ paid to me, and of the Rent herein-after reserved and made payable by the Darlington Gas and Water Company, do hereby demise to the said Company, their Successors and Assigns, all [*describing the Premises to be demised*], together with all Ways, Rights, and Appurtenances thereunto belonging, to hold the Premises to the said Company, their Successors and Assigns, for the Term of Years from the Day of the Date hereof, yielding and paying therefor yearly and every Year during the said Term, free from Land Tax, Sewers Rates, and all other Taxes and Outgoings (Property and Income Tax excepted), by equal Payments in the Year, the first Payment to be made on the Day of according to the true Intent and Meaning of the Act of Parliament incorporating the said Company. In witness whereof I have hereunto set my Hand and Seal, and the said Company have hereunto affixed their Common Seal, the Day of .

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