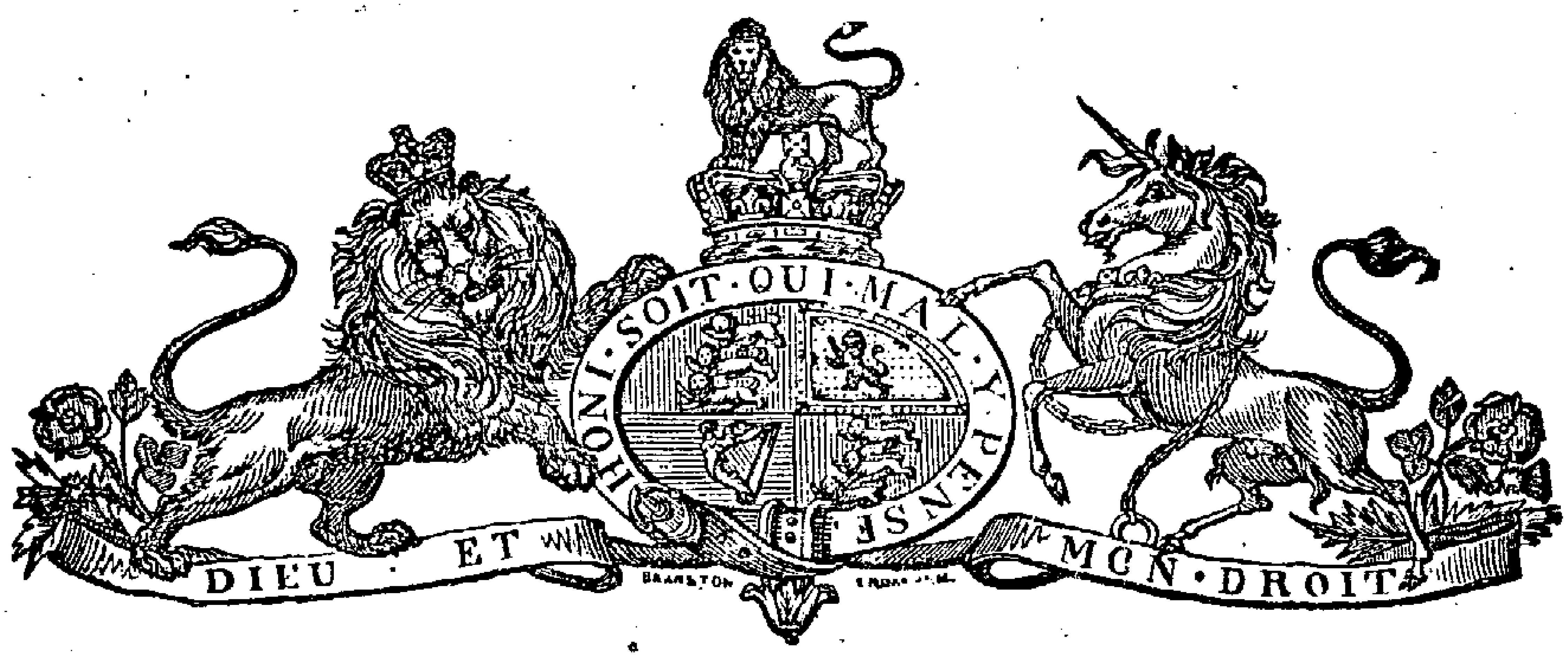


ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

****

Cap. cclxi.

An Act for better supplying with Water the Borough of *Liverpool* and the Neighbourhood thereof, and for authorizing the Mayor, Aldermen, and Burgesses of the said Borough to purchase the *Liverpool and Harrington* Waterworks and *Liverpool* Waterworks.

[22d *July* 1847.]

WHEREAS an Act was passed in the last Session of Parliament, intituled *An Act for the Improvement of the Sewerage and Drainage of the Borough of* Liverpool, *and for making further Provisions for the sanatory Regulation of the said Borough*, whereby certain Powers were conferred upon the Mayor, Aldermen, and Burgesses of the Borough of *Liverpool*, for paving, sewering, and cleansing the said Borough, for regulating the Construction of Dwellings, for the Suppression of Nuisances, and for improving the sanatory Condition of the said Borough, and also for providing a Supply of Water for watering the Streets of the said Borough and for extinguishing Fires therein, and for the Supply of public Cisterns, Pumps, Conduits, and other Waterworks, and for public Baths and Wash-houses, established or to be established for the Use of the

9 & 10 Vict. c. 127.

poorer Classes, and for divers other public Purposes, as in the said Act mentioned: And whereas another Act was passed in the Thirty-ninth Year of the Reign of His Majesty King *George* the Third,
39 G. 3. c. 36. intituled *An Act for better supplying the Town and Port of* Liverpool *with Water from certain Springs in the Township of* Bootle *in the County Palatine of* Lancaster, whereby a Company was incorporated under the Name of "The Company of Proprietors of the *Liverpool* Waterworks:" And whereas another Act was passed in the Fiftieth Year of the Reign of His said Majesty King *George* the Third,
50 G. 3. c. 165. intituled *An Act to alter, amend, and enlarge the Powers of an Act passed in the Thirty-ninth Year of His present Majesty, for better supplying the Town and Port of* Liverpool *with Water from certain Springs in the Township of* Bootle *in the County Palatine of* Lancaster: And whereas another Act was passed in the Fifty-third Year of the Reign of His said Majesty King *George* the Third, intituled
53 G. 3. c. 122. *An Act for enlarging the Powers of Two Acts of His present Majesty, for better supplying the Town and Port of* Liverpool *with Water:* And whereas another Act was passed in the Third Year of the Reign
3 G. 4. c. 77. of His Majesty King *George* the Fourth, intituled *An Act to repeal so much of an Act of the Twenty-sixth Year of His late Majesty as relates to the supplying the Town of* Liverpool *in the County Palatine of* Lancaster *with Water, and to grant other Powers for supplying the said Town and Port, and the Shipping resorting thereto, with Water*, whereby a Company was incorporated under the Name of "The Company of Proprietors of the *Liverpool* Corporation Waterworks:" And whereas another Act was passed in the Session of Parliament held in the Seventh and Eighth Years of the Reign of His
7 & 8 G. 4. c. 36. said Majesty King *George* the Fourth, intituled *An Act to extend the Powers of an Act of His present Majesty, for supplying the Town of* Liverpool *in the County Palatine of* Lancaster *with Water, to* Harrington *and* Toxteth Park *in the said County*, whereby the Name of the Company incorporated by the last-recited Act was changed to "The Company of Proprietors of the *Liverpool and Harrington* Waterworks:" And whereas another Act was passed in the Session of Parliament held in the Ninth and Tenth Years of the
9 & 10 Vict. c. 35. Reign of Her present Majesty, called "The *Liverpool and Harrington* Waterworks Act, 1846:" And whereas an Act was passed in the Session of Parliament held in the Eighth and Ninth Years of the
8 & 9 Vict. c. 18. Reign of Her present Majesty, called "The Lands Clauses Consolidation Act, 1845:" And whereas under the Provisions of the several herein-before recited Acts, or some of them, certain Parts of the said Borough of *Liverpool* have been supplied with Water, but such Supply is only intermittently afforded, and is not adequate to the Wants and Convenience of the Inhabitants of such Parts of the said Borough: And whereas the Population, Buildings, Trade, Commerce, and Manufactures of the said Borough and of the Neighbourhood thereof have of late Years greatly increased and are still increasing, and it is important that a sufficient and abundant Supply of good and wholesome Water should be obtained and provided for the Health, Comfort, Convenience, Enjoyment, and Advantage not only of the present Inhabitants but also to meet the Wants and Requirements of the future and probable Additions thereto: And whereas in and by the said first-recited Act Provision was made for the Supply of Water

for public Purposes within the said Borough by the Mayor, Aldermen, and Burgesses of the said Borough: And whereas it is expedient that the Supply of Water for all the Purposes aforesaid, and for the Shipping resorting to the Port of *Liverpool*, should be provided by the said Mayor, Aldermen, and Burgesses, and be placed under the Control, Regulation, and Management of the Council of the said Borough, and also that the Council of the said Borough should be authorized to purchase for the said Mayor, Aldermen, and Burgesses the Works, Engines, and other Machinery, Rights, Powers, and Privileges of the said Company of Proprietors of the *Liverpool* Waterworks and also of the said Company of Proprietors of the *Liverpool and Harrington* Waterworks, and should be duly empowered to carry into effect the several Purposes of this Act: 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 Mayor, Aldermen, and Burgesses of the Borough of *Liverpool* shall, by the Council of the said Borough, be and they are hereby empowered to carry this Act into execution.

Corporation to carry this Act into effect.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and legal Instruments and Proceedings, it shall be sufficient to use the Expression "The *Liverpool* Corporation Waterworks Act, 1847."

Short Title.

III. And be it enacted, That it shall be lawful for the Council to appoint all such Officers as they shall think fit for the Purposes of this Act, and from Time to Time to remove such Officers, and appoint others in their Stead, or in the Room of such of them as may die, resign, or discontinue their Offices: Provided always, that the Office of Treasurer shall at all Times be discharged by the Treasurer for the Time being appointed or acting under and by virtue of the first-recited Act, and that the Council shall not appoint any Person to be Clerk for the Purposes of this Act who shall for the Time being fill the Office of Treasurer; and that, save as aforesaid, so much of the said first-recited Act as provides that if any Clerk or Treasurer under the said first-recited Act shall hold any Place of Profit or Trust under the Council other than that of Clerk or Treasurer, as the Case may be, he shall be liable to the Penalty therein mentioned, shall be and the same is hereby repealed.

Power for Council to appoint Officers.

IV. And be it enacted, That the said Treasurer shall keep separate and distinct Accounts, to be called "The *Liverpool* Water Account," of all Monies received or paid under the Powers and Provisions of this Act; and all such Accounts shall be open to Inspection, and shall be audited in such and the like Manner as the Accounts kept by such Treasurer under the Powers and Authorities of the said first-recited Act.

Accounts to be kept.

V. And be it enacted, That all the Provisions contained in the said first-recited Act, save as aforesaid, with respect to the Payment of Officers thereby appointed, and to the Regulation of the Conduct of such

Officers to be subject to the Rules, &c. established

by the first-recited Act.

such Officers, and to the Penalties or other Punishment to be imposed upon such Officers, and the Means of recovering such Penalties or inflicting such Punishments, shall extend to this Act, and be applicable in respect of the Officers to be appointed by virtue thereof.

Notices how to be served and authenticated.

VI. And be it enacted, That every Summons, Notice, Writ, Demand, or other like Document or Proceeding required by this Act to be served upon or by the Mayor, Aldermen, and Burgesses, or the Council, may be served and authenticated in such and the like Manner as is provided in and by the said first-recited Act.

Power to Corporation to purchase the Liverpool and Harrington Waterworks.

VII. And whereas by the said recited Act called "The *Liverpool and Harrington* Waterworks Act, 1846," it is enacted as follows; (that is to say,) "That it shall be lawful for the said Company of Proprietors and they are hereby authorized and required, at any Time within Twelve Calendar Months from the Termination of the present Session of Parliament, if the Council of the said Borough of *Liverpool* shall think fit to purchase the same, and shall be authorized and empowered so to do by any Act to be passed in the present or in the next Session of Parliament, to sell to the Mayor, Aldermen, and Burgesses of the said Borough the Waterworks, Land, Machinery, or other Property, Rights, and Privileges vested in the said Company of Proprietors, for such Price or Consideration as shall be mutually agreed upon between the said Council and Company of Proprietors, and in case of Disagreement as to the said Price or Consideration the Amount thereof shall be determined by Arbitration according to the Provisions for that Purpose contained in the 'Lands Clauses Consolidation Act, 1845,' and if such Amount shall be so ascertained by Arbitration, the Arbitrator or Arbitrators, or their Umpire, shall not assign any additional Value for the said Waterworks, Land, Machinery, or other Property in consequence of the Powers herein-before contained for creating new Shares after the Expiration of the said Period of Twelve Calendar Months as aforesaid;" be it therefore enacted, That it shall be lawful for the Council and they are hereby authorized and required to purchase the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the said Company of Proprietors, subject and according to the herein-before recited Provisions and Conditions contained in the said Act called "The *Liverpool and Harrington* Waterworks Act, 1846."

Power for Corporation to purchase the Liverpool Waterworks.

VIII. And be it enacted, That it shall be lawful for the said Company of Proprietors of the *Liverpool* Waterworks, in the said Act passed in the Thirty-ninth Year of the Reign of His Majesty King *George* the Third mentioned, and they are hereby authorized and required, any thing in the said recited Acts or any of them to the contrary notwithstanding, to sell to the Mayor, Aldermen, and Burgesses, and the Mayor, Aldermen, and Burgesses are hereby authorized and required to purchase, the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the said Company of Proprietors, for such Price or Consideration as shall be mutually agreed upon between the said Council and Company of Proprietors, and in case of Disagreement as to the said Price or Consideration the Amount thereof shall be determined by Arbitration according to the Provisions

visions for that Purpose contained in "The Lands Clauses Consolidation Act, 1845."

Power for Corporation to purchase existing Waterworks.

IX. And be it enacted, That the Mayor, Aldermen, and Burgesses shall and they are hereby required, notwithstanding any thing hereinafter contained, to purchase the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of both the said Companies, in manner aforesaid, before supplying Water for other than public Purposes; and if the Price or Consideration shall be determined by Arbitration, the Arbitrator or Arbitrators, or Umpire, shall exclude all Considerations of actual or supposed Depreciation by reason of the Powers given to the Mayor, Aldermen, and Burgesses, or the Council, by this Act.

If Purchase made, Council to continue to supply Water to the District within the Liverpool Waterworks Company's Act.

X. And be it enacted, That from and after such Purchase of the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the Company of Proprietors of the *Liverpool* Waterworks, the Mayor, Aldermen, and Burgesses, and the Council, shall and they are hereby authorized and required to supply with Water the Owners and Tenants or Inhabitants of any Houses or Buildings within the Parishes, Townships, or Places of *Bootle* otherwise *Bootle-cum-Linacre*, and such Part of *West Derby* as is out of the Borough, upon the like Terms and Conditions, and under and subject to the like Regulations, Restrictions, and Liabilities in all respects as the said last-mentioned Company are under the Provisions of the said recited Acts or any of them authorized and required to supply the same, but subject nevertheless to the Provisions of this Act.

Purchase Money to be paid to the Directors of each Company.

XI. And be it enacted, That the Price or Consideration for the Waterworks, Land, Machinery and other Property, Rights, and Privileges of the Company of Proprietors of the *Liverpool and Harrington* Waterworks, when the Amount thereof shall have been ascertained as aforesaid, shall be paid to the Directors of the same Company, or any Three of the Persons for the Time being acting as Directors of the same Company, not being Directors appointed by the Council; and in like Manner the Price or Consideration for the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the Company of Proprietors of the *Liverpool* Waterworks, when the Amount thereof shall have been ascertained as aforesaid, shall be paid to the acting Committee of the said last-mentioned Company, or any Three of the Persons for the Time being acting as such Committee, to be by such Directors or Committee respectively applied and disposed of in the Manner herein-after directed; and the Payment of such Price or Consideration as aforesaid to Three or more of such Directors or Committee as aforesaid of the said Companies respectively shall operate as a Payment to the Directors or Committee of the same respective Companies.

Payment or Satisfaction of Purchase Money.

XII. And be it enacted, That on a Day to be appointed by mutual Agreement between the Council and the said Companies respectively, or to be appointed by the Arbitrator or Arbitrators or Umpire, as the Case may require, the Day to be so appointed not to exceed Six Calendar Months from the passing of this Act, or if a Day shall not be

be so appointed then immediately on the Expiration of the said Period of Six Calendar Months, the said Mayor, Aldermen, and Burgesses shall and they are hereby required to pay to the said Companies respectively, in manner by this Act directed, the Amount of the Price or Consideration awarded or agreed to be paid for the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the same Companies respectively; provided nevertheless, that it shall be lawful for the Mayor, Aldermen, and Burgesses, with the Consent of the Lords Commissioners of Her Majesty's Treasury or any Three of them, to execute and give, and for the said Companies respectively or either of them to accept and take, if they shall respectively see fit, in full Payment and Satisfaction of such Price or Consideration as aforesaid, a Bond or Bonds under the Common Seal of the said Mayor, Aldermen, and Burgesses, whereby they shall bind themselves and their Successors to pay to such Company or Companies respectively at the Expiration of Six Calendar Months from the Date of such Bond or Bonds the Amount of such Price or Consideration, with Interest thereon at a Rate not exceeding Five Pounds *per Centum per Annum*; and such Bond or Bonds shall be a Charge upon the Property and Estate of the said Mayor, Aldermen, and Burgesses, and upon the Borough Fund; and the giving and accepting of such Bond or Bonds shall be deemed and operate as Payment and Satisfaction of such Price or Consideration by the said Mayor, Aldermen, and Burgesses to the Company or respective Companies accepting the same, to all Intents and Purposes whatsoever; and if such Price or Consideration shall not be paid or secured to the said Companies respectively at the Time and in manner aforesaid, or if after giving such Bond or Bonds there shall be any Breach or Breaches of the Condition or Conditions thereof, it shall be lawful for the said Companies respectively, notwithstanding the Provisions contained in this Act for the Dissolution of the said Companies or otherwise, to sue for, recover, and receive from the said Mayor, Aldermen, and Burgesses the Amount of such Price or Consideration so agreed or awarded to be paid, or secured by such Bond or Bonds respectively, or to sue on the said Bond or Bonds from Time to Time as Occasion may require, and to levy the Amount recovered upon the Lands, Property, and Effects of the said Mayor, Aldermen, and Burgesses, and upon the Borough Fund of the said Borough, and that the Price or Consideration so agreed or awarded to be paid may be recovered by Action of Debt in any of Her Majesty's Superior Courts at *Westminster*.

Indemnity of Borough Fund.

XIII. And be it enacted, That the Water Rate to be levied under the Provisions of the first-recited Act and the Rates to be received under the Provisions of this Act shall be held chargeable with and liable for all Sums herein-before charged upon the Corporate Estate and Borough Fund of the said Borough as and by way of Indemnity thereto,

Trustees may accept Bonds.

XIV. And be it enacted, That it shall be lawful for all Trustees, Guardians of Infants, and others, being respectively in such Capacities Proprietors of Shares in the said Companies or either of them, to accept of Bonds by this Act authorized to be granted for the Proportion

portion of the Price or Consideration to be received in respect of such Shares; and such Bonds shall be held upon the same Trusts as the Shares in respect whereof the said Price or Consideration Money would have been payable.

Council and Companies may enter into Agreements for carrying this Act into execution.

XV. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses, and the Directors or Committee of the said Companies respectively, to make and enter into all such Agreements as to the Sale, Purchase, and Management of the said Waterworks as they shall think proper, for more effectually or conveniently carrying into execution the Provisions of this Act or in relation thereto; and such Agreements shall be binding upon the said Mayor, Aldermen, and Burgesses, and upon the Company with which any such Agreement shall be entered into.

Receipt of Three of the Directors a good Discharge for the Purchase Money.

XVI. And be it enacted, That the Receipt in Writing of Three of the Directors or Members of Committee as aforesaid for the Time being of either of the said Companies respectively, for the Purchase Money agreed or awarded to be paid for the Purchase as aforesaid of the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the Company of which they shall be Directors or Members of Committee as aforesaid, and for any other Money which may be paid to them by the Mayor, Aldermen, and Burgesses, or the Council, shall be an effectual Discharge to the Mayor, Aldermen, and Burgesses, and to the Council, for the Sum which in any such Receipt shall be expressed or acknowledged to be received; and the Mayor, Aldermen, and Burgesses, or the Council, shall not be obliged or concerned to see to the Distribution of such Purchase Money, or any Money which may be paid by them to such Directors or Members of Committee as aforesaid, or be otherwise answerable or accountable for any Loss, Misapplication, or Nonapplication thereof or of any Part thereof.

If Directors refuse to receive Purchase Money, the same may be paid into the Bank, to the Credit of the Accountant General of the Court of Chancery.

XVII. And be it enacted, That in case there shall not be Three of the Directors or Members of Committee as aforesaid of the said Companies respectively who shall consent to receive and to sign and deliver a Receipt for the Purchase Money which shall have been agreed to be taken or have been awarded to be paid as aforesaid, then it shall be lawful for the Mayor, Aldermen, and Burgesses, or the Council, and they are hereby authorized and required, to pay the same Purchase Money 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 Company of Proprietors of the *Liverpool* Waterworks," or "The Company of Proprietors of the *Liverpool and Harrington* Waterworks," as the Case may be, pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of His Majesty King *George* the First, Chapter 32, and pursuant to the General Rules and Orders of the said Court, without Fee or Reward, according to the Act of the Twelfth Year of the Reign of His Majesty King *George* the Second, Chapter 24, and such Money shall remain so deposited until the same shall be applied and disposed of in manner by this Act provided.

XVIII. And

Certificate of Accountant General, and Receipt of One of the Cashiers of the Bank, to be a sufficient Discharge.

XVIII. And be it enacted, That upon Payment into the Bank of *England* by the Mayor, Aldermen, and Burgesses, or by the Council, of the Purchase Money so agreed or awarded to be paid by them as aforesaid, a Certificate of the Accountant General of the said Court of Chancery, together with a Receipt of One of the Cashiers of the Bank of *England* for the same Sum, to be filed with such Certificate in the Office of the Registrar of the said Court, of the Payment by the Mayor, Aldermen, and Burgesses, or by the Council, into the Bank of *England*, of such Purchase Money, shall be a good and sufficient Discharge to the Mayor, Aldermen, and Burgesses, and to the Council, for the same, and that the Mayor, Aldermen, and Burgesses, or the Council, shall not afterwards be liable to see to the Application of such Purchase Money or any Part thereof, or be answerable or accountable for any Loss, Misapplication, or Non-application of the same, or any Part thereof.

In case Purchase or other Monies be paid into the Bank, Court may make Order for Payment on Petition of Three of the Directors.

XIX. And be it enacted, That upon Application by Petition of any Three of the Persons for the Time being acting as the Directors or Committee of the Company to whom such Purchase Money shall belong (such Three Directors not being Directors appointed by the Council) the said Court of Chancery may in a summary Way, as to such Court shall seem fit, order the Money which shall be so deposited as last aforesaid to be paid to the same Directors or Committee of such Company, or to any Three of them, not being Directors appointed by the Council as aforesaid, to be applied and disposed of by them in the Manner by this Act directed.

On Payment of Purchase Money, and Execution of Conveyance, Works, &c. of the Liverpool and Harrington Waterworks Company to vest in Corporation.

XX. And be it enacted, That immediately on the Payment in manner aforesaid of the Price or Consideration for the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the Company of Proprietors of the *Liverpool and Harrington* Waterworks, by the Mayor, Aldermen, and Burgesses, to the Directors of the said Company, or to any Three of the Persons for the Time being acting as Directors of the same Company, not being Directors appointed by the Council, and on the Execution by the said Company of a Conveyance under their Common Seal (duly stamped) of all their Lands, Messuages, Buildings, Wells, Works, Mains, Pipes, and other Property to the Mayor, Aldermen, and Burgesses, or immediately on the Payment in manner aforesaid of such Price or Consideration into the Bank of *England, ex parte* "The Company of Proprietors of the *Liverpool and Harrington* Waterworks," and upon the Execution by the Mayor, Aldermen, and Burgesses of a Deed Poll under their Common Seal, containing a general Description of the Lands, Messuages, Buildings, Wells, Works, Mains, Pipes, and other Property of the said Company, which Deed Poll shall be duly stamped with the Stamp Duty which would be payable upon a Conveyance thereof by the said Company, all the Messuages, Lands, Tenements, and Hereditaments, of whatsover Tenure, and all Engines, Wells, Works, Mains, Pipes, and other Property which shall then belong to or be vested in the said Company of Proprietors, or which shall have been acquired by them under the Powers and Provisions of the said several herein-before recited Acts relating to the said Company, or any of them, and shall be then held by them, and also

all the Monies, Bonds, Covenants, Debts, Arrears of Debts, Arrears of Rates or Rents, Liabilities, Deeds, Books, Writings, Plans, Maps, Monies, and Securities for Money, and Personal Estate, Powers, Rights, and Privileges of every Description, belonging or due and owing to or vested in such Company, shall be and become transferred to and vested in the said Mayor, Aldermen, and Burgesses, for the Purposes of this Act, for all such and the like Estate and Interest as the said Company were seised or possessed of or entitled to therein at the Date of such Conveyance or Deed Poll, and in the same Manner as the same respectively would have remained or been vested in or have belonged to the said Company if this Act had not been passed: Provided nevertheless, that the Directors of the said Company shall and may retain such of the Books and other Documents as may be necessary to enable them to distribute the Assets of the said Company amongst the Proprietors thereof.

On Payment of Purchase Money, and Execution of Conveyance, Works, &c. of the Liverpool Waterworks Company to vest in the Corporation.

XXI. And be it enacted, That immediately on the Payment in manner aforesaid of the Price or Consideration for the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the Company of Proprietors of the *Liverpool* Waterworks, by the Mayor, Aldermen, and Burgesses, to the Committee of the said Company, or to any Three of the Persons for the Time being acting as such Committee, and on the Execution by the said Company of a Conveyance under their Common Seal, duly stamped, of all their Lands, Messuages, Buildings, Wells, Works, Mains, Pipes, and other Property, to the Mayor, Aldermen, and Burgesses, or immediately on the Payment in manner aforesaid of such Price or Consideration into the Bank of *England*, *ex parte* "The Company of Proprietors of the *Liverpool* Waterworks," and upon the Execution by the Mayor, Aldermen, and Burgesses of a Deed Poll under their Common Seal, containing a Description of the Lands, Messuages, Buildings, Wells, Works, Mains, Pipes, and other Property of the same Company, which Deed Poll shall be duly stamped with the Stamp Duty which would be payable upon a Conveyance thereof by the same Company, all the Messuages, Lands, Tenements, and Hereditaments, of whatsoever Tenure, and all Engines, Wells, Works, Mains, Pipes, and other Property which shall then belong to or be vested in the said Company of Proprietors, or which shall have been acquired by them under the Powers and Provisions of the several herein-before recited Acts relating to the said Company, or any of them, and shall be then held by them, and also all the Monies, Bonds, Covenants, Debts, Arrears of Debts, Arrears of Rates or Rents, Liabilities, Deeds, Books, Writings, Plans, Maps, Monies, and Securities for Money, and Personal Estate, Powers, Rights, and Privileges of every Description, belonging to or due and owing to or vested in such Company, shall be and become transferred to and vested in the said Mayor, Aldermen, and Burgesses, for the Purposes of this Act, for all such and the like Estate or Interest as the said Company were seised or possessed of or entitled to therein at the Date of such Conveyance or Deed Poll, and in the same Manner as the same respectively would have remained or been vested in or have belonged to the said Company if this Act had not been passed: Provided nevertheless, that the Committee of the said Company shall and may retain such of the Books and

other Documents as may be necessary to enable them to distribute the Assets of the said Company amongst the Proprietors thereof.

Conveyances, &c. made in favour of or against the said Companies to operate in favour of and against the Corporation.

XXII. And be it enacted, That immediately upon the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the said Companies respectively being purchased by and becoming vested in the said Mayor, Aldermen, and Burgesses, all Contracts, Engagements, Agreements, Conveyances, Leases, Covenants, and Indemnities made or entered into with or in favour of or by or for or on the Behalf of the said Companies respectively shall be subject to the Provisions of this Act, and be and remain as good, valid, and effectual, in favour of and against and in reference to the Mayor, Aldermen, and Burgesses, and may be proceeded on and enforced in the same Manner by or against the Mayor, Aldermen, and Burgesses, to all Intents and Purposes as if the Mayor, Aldermen, and Burgesses had been Parties to and had executed the same, or had been named or referred to therein, or had made or entered into the same, instead of the said Companies respectively, and thereupon the said Companies respectively, and their respective Directors, Committee, Treasurers, and other Officers, shall be released in respect thereof.

On Execution of Conveyances, Companies to be dissolved.

XXIII. And be it enacted, That immediately upon the Execution by the Company of Proprietors of the *Liverpool and Harrington* Waterworks of such Conveyances as aforesaid, or upon the Execution by the Mayor, Aldermen, and Burgesses of such Deed Poll as aforesaid, containing a Description of the Property belonging to the same Company, and upon Publication of a Notice thereof in Two successive *London* Gazettes and in some Newspaper usually printed or circulated in the Town of *Liverpool*, the same Company shall be and the same is hereby dissolved; and in like Manner, immediately upon the Execution by the said Company of Proprietors of the *Liverpool* Waterworks of such Conveyance as aforesaid, or upon the Execution by the Mayor, Aldermen, and Burgesses of such Deed Poll as aforesaid, containing a Description of the Property belonging to the said last-mentioned Company, and upon Publication of a Notice thereof in Two successive *London* Gazettes and in some Newspaper usually printed or circulated in the Town of *Liverpool*, the said last-mentioned Company shall be and the same is hereby dissolved: Provided always, that the Dissolution of the said Companies respectively shall not prevent or impede the doing of the several Acts, Matters, and Things herein-after authorized to be done by the said several Companies, or by the Directors or Committee of the said Companies respectively, or any of them, or annul or in anywise prejudice or affect any Purchase, Sale, Conveyance, Lease, Grant, Security, Act, Matter, or Thing whatsoever theretofore made, done, or executed by such Companies respectively; but that all such Purchases, Sales, Conveyances, Leases, Grants, Acts, Matters, and Things shall be and remain good, valid, and effectual in favour of, against, and in reference to the Mayor, Aldermen, and Burgesses, to all Intents and Purposes; provided also, that nothing in this Act contained shall prejudice or affect the Rights or Interests of the said Companies, or of the Directors, Committee, Officers, or Members thereof, to sue on any Bond that may be given in Payment as aforesaid, or the Right or

Power of suing upon or putting in force the same, but such Rights, Interests, and Powers shall continue until such Bonds are fully satisfied and discharged.

Property and Rights of the Companies, after Purchase, to vest in the Mayor, &c.

XXIV. And be it enacted, That on and after the Dissolution of the said Companies respectively all Persons and Corporations who shall then owe any Money or be subject to any Liability, whether immediate or future, to pay any Money to such Companies of Proprietors or either of them respectively, shall pay the same, with all Interest, if any, due or to become due thereon, to the Mayor, Aldermen, and Burgesses, upon the Trusts and for the Purposes of this Act; and the Mayor, Aldermen, and Burgesses shall have all such and the same Rights, Remedies, Powers, and Privileges for recovering Monies, Debts, Rates, Rents, Arrears, and other Matters and Things, as the said Companies of Proprietors or either of them respectively might have had, exercised, or enjoyed if this Act had not been passed.

After Dissolution of Companies, Mayor, &c. to be subject to the same Liabilities as the Companies.

XXV. And be it enacted, That on and after such Dissolution as aforesaid all Contracts, Assurances, Debts, and Liabilities theretofore lawfully made or entered into or contracted by the said Companies of Proprietors or on behalf of them respectively, or to which such Companies respectively may have become liable, shall and may be enforced, prosecuted, and recovered against and from the Mayor, Aldermen, and Burgesses, as fully in all respects as the same might have been enforced, prosecuted, and recovered against and from the said Companies or either of them respectively, their Treasurers or other Officers, if this Act had not been passed, and thereupon the said Companies respectively, and their respective Directors, Treasurers, and other Officers, shall be released from all Liability in respect thereof.

Actions, &c. not to abate.

XXVI. And be it enacted, That no Action, Suit, Prosecution, or other Proceeding whatsoever, commenced either by or against such Companies or either of them, previously to such Purchase from them being made by the Mayor, Aldermen, and Burgesses as aforesaid, shall abate or be discontinued or prejudicially affected by such Purchase, but, on the contrary, that the same shall continue and take effect either in favour of or against the Mayor, Aldermen, and Burgesses, in the same Manner as the same would have continued and taken effect in relation to such Companies respectively if such Purchase had not been made; and also that all Penalties by reason of any Offence against the Provisions of the Act or Acts relating to the said Companies respectively previously to such Purchase shall and may be sued for, and all Offences which may have been committed before such Purchase against the Provisions of such Act or Acts, or any of them, may be prosecuted, in such or the like Manner to all Intents and Purposes as the same might have been sued for and prosecuted respectively if such Purchase had not been made, the Mayor, Aldermen, and Burgesses being, in reference to the Matters in this Enactment mentioned, in all respects substituted for and in the Place of such Company.

XXVII. And

Officers to account to the Mayor, Aldermen, and Burgesses.

XXVII. And be it enacted, That all Officers and Persons acting for or employed by the said Companies respectively or either of them, who at the Time of the Transfer to the Mayor, Aldermen, and Burgesses, under the Provisions of this Act, of the Concerns of the said Companies or either of them, shall have in their Possession or under their Control any Money or Effects of the said Companies or either of them, shall account for and deliver up all such Money or Effects to the Council, or to such Person as they shall appoint to receive the same, in the same Manner, and subject to the same Process, Pains, and Penalties for Refusal or Neglect, as if such Officers or Persons had been appointed and had become possessed of such Money or Effects under the Provisions of the said first-recited Act or of this Act.

Books, &c. of the dissolved Companies to be Evidence.

XXVIII. And be it enacted, That all Books and other Documents whatsoever, by the recited Acts relating to the said Companies or either of them authorized or directed to be kept, and thereby made Evidence, shall, after and notwithstanding the Dissolution of the said Companies or either of them, be admitted as Evidence in all Courts of Law and Equity or elsewhere.

Application of Purchase and other Monies.

XXIX. And be it enacted, That the Directors or Members of the Committee for the Time being of the said respective Companies to whom such Purchase and other Monies as aforesaid are hereinbefore respectively directed to be paid by the said Mayor, Aldermen, and Burgesses shall stand possessed of the same, and also of all other Sum and Sums of Money which shall or may at any Time or Times be received by or come into the Hands of the Directors or Committee of the said Companies respectively, on account of or for the Proprietors of the Company of which they shall be Directors or Committee, upon trust to divide the same between the several Persons who shall be Proprietors of Shares in the Capital or Stock of such Companies in proportion to the Number of their respective Shares therein, and their respective Executors, Administrators, and Assigns; and the Directors and Committee and Officers of the said Companies respectively, and the Proprietors therein respectively, shall have all such and the same Powers of summoning and holding Meetings, and doing all other Acts for the examining and passing the Accounts thereof, and the Division and Distribution of such Purchase and other Monies, notwithstanding the Dissolution of the said Companies, as they would have had if the said Companies had not been dissolved.

Persons whose Names appear in the Books as Proprietors to be deemed such until the contrary be proved.

XXX. And be it enacted, That the several Persons whose Names shall appear on the Books of the said respective Companies to be the Proprietors of Shares therein shall, until the contrary be proved to the Satisfaction of the Directors or Committee of such Companies respectively, be considered to be the Persons entitled to a distributive Part or Share of the said Purchase Monies, and of any other Monies to be divided amongst the Proprietors of Shares in such Companies respectively.

XXXI. And

Notice to be given in the London Gazette, requiring unregistered Proprietors to make Claims.

XXXI. And be it enacted, That for the Purpose of ascertaining whether any Persons, other than those whose Names shall appear in the Books of such Companies to be Proprietors of Shares therein respectively, are entitled to any such Shares therein, the Directors or Committee of the said Companies respectively shall cause Notice to be inserted twice in the *London Gazette* and also in some Newspaper usually printed or circulated in the Town of *Liverpool*, stating the Intention of the Directors or Committee of such Company to pay to the several Persons whose Names shall on a Day to be named therein appear in the Books of such Company to be the Proprietors of Shares a distributive Part or Share of the said Purchase or other Monies, and requiring all Persons who may have become entitled to any Shares in such Company under or by reason of any Purchase, Marriage, Bequest, Right of Representation, Operation of Law, or other Right or Title, to send in their Claim to such Shares to the Office of such Company on or before the Day to be named in such Notice, and to verify the same in such Manner as such Directors or Committee shall think proper.

Company not bound to regard Trusts.

XXXII. And be it enacted, That the said Directors or Committee shall not be bound to see to the Execution of any Trusts, whether express, implied, or constructive, to which any of the Shares in the Company of which they shall be Directors or Committee may be subject; and the Receipt of the Person or Persons in whose Name or Names any Share shall stand in the Books of the said respective Companies shall be a sufficient Discharge to the Directors or Committee of such Company for all Monies which shall be paid in respect of such Shares, notwithstanding any Trust to which such Shares may be subject, and whether the said respective Companies, or the Directors or Committee thereof, shall or shall not have had Notice of such Trusts; and the respective Companies, Directors, or Committee shall not be bound to see to the Application of the Money paid upon such Receipt.

Receipt of the Executor, &c. of Shareholder to discharge the respective Companies.

XXXIII. And be it enacted, That the Receipt of any Executor, Administrator, Trustee, Committee, or Guardian of any Proprietor of Shares in either of the said Companies, or of any Person or Persons entitled to any Share or Shares therein, shall be a good and effectual Discharge to the Directors or Committee of such Company for so much Money as shall be paid by them or by their Order to such Executor or Administrator, Trustee, Committee, or Guardian, for or on behalf of such Proprietor or Person, and as shall be expressed in any such Receipt to have been received, and shall exonerate and discharge such Directors and Committee from seeing to the Application thereof, and from being answerable for any Misapplication or Non-application of the same or any Part thereof, or being liable to any other Duty or Obligation by reason of any Trust affecting the Person to whom or the Share in respect to which such Payment shall be made, and that the Assets of such Company, or of the Directors or Committee thereof, shall not after such Payment be in anywise liable to the Performance of such Trusts, or to any Action or Suit at Law or in Equity in respect thereof.

List of Non-claimants to be given in the London Gazette and in some Newspaper circulated in Liverpool.

XXXIV. And be it enacted, That at the Expiration of Six Months next after the Day on which such Purchase Money as aforesaid shall have been paid to the Directors or Committee of the said respective Companies, by the Mayor, Aldermen, and Burgesses, the Directors or Committee of each of such Companies shall, in case the whole of the Monies to be distributed under the Authority of this Act shall not have been called for by the Proprietors of Shares, cause Notices to be inserted Three Times in the *London Gazette* and in some Newspaper usually printed or circulated in the Town of *Liverpool*, containing the Names in alphabetical Order of the Persons appearing in the Books of such Company to be Proprietors of Shares therein who may not have called for or claimed their Share or Proportion of the Money by this Act ordered to be distributed amongst the Proprietors of Shares in such Company, and stating that if such Persons shall not make and substantiate their Claim to such Monies within the Time to be limited in such Notice, being not less than Twelve Months from the Day on which such Purchase Monies as aforesaid shall have been so paid as aforesaid, the Amount of such Monies will be paid into the Bank of *England* in pursuance of the Provisions of this Act: Provided always, that a Copy of such Notice as last aforesaid shall be given or sent by the Post addressed unto or be left at the last known Place of Abode in *England* of the last Proprietor appearing in the Books of such Company to have been possessed of such unclaimed Shares; and in case the last or usual Place of Abode in *England* of any such Proprietor cannot be ascertained upon Inquiry, then the Insertion as aforesaid of such Notice in the *London Gazette* and such Newspaper as aforesaid shall be deemed to be sufficient Notice to such Proprietor of the Matters contained in such Notice; and after such Notice, and in default of any such Proprietor making or establishing his Claim in respect of such Shares, it shall be lawful for such Directors or Committee to pay such Monies into the Bank of *England*.

Monies due in respect of Shares not claimed within Twelve Months to be transferred into the Name of the Accountant General of the Court of Chancery.

XXXV. And be it enacted, That at or at any Time after the Expiration of Twelve Months from the Day on which such Purchase Monies as aforesaid shall be so paid to the Directors or Committee of the said Companies respectively, by the Mayor, Aldermen, and Burgesses as aforesaid, it shall be lawful for the said Directors or Committee of such Companies respectively to cause all such Sum and Sums of Money as shall not have been distributed amongst the Proprietors of such Company, and shall then remain in their Hands, either from the same not having been called for by the Proprietors entitled thereto, or from the Persons claiming the same not having shown a sufficient Title thereto to the Satisfaction of the Directors or Committee, 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 to the Credit of the Person appearing to be entitled thereto (describing him as he may be described in the Books of the Company of which he may be a Proprietor), pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of His Majesty King *George* the First, Chapter Thirty-two, and pursuant to the General Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth

Twelfth Year of the Reign of His Majesty King *George* the Second, Chapter Twenty-four.

If adverse Claims be made, Money to be paid into the Bank.

XXXVI. And be it enacted, That if in the course of winding up the Affairs of either of the said Companies Two or more Persons shall claim to be entitled to the same Share or Shares, or to the Money which may be payable in respect thereof, or to any Part of such Money, and such Persons cannot agree as to which of them shall receive such Money, or as to the Manner in which the same shall be disposed of, it shall be lawful for the Directors or Committee of such Company, at the Expiration of Twelve Months from the Day on which such Purchase Monies shall have been so paid as aforesaid, to pay the Money which shall be payable in respect of the Share or Shares the Title to which shall be so in dispute 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 Proprietors of the Shares numbered ( ) in the Company of Proprietors of the *Liverpool and Harrington* Waterworks," or, as the Case may be, "The Proprietors of the Shares numbered ( ) in the Company of Proprietors of the *Liverpool* Waterworks," (describing such Shares by their Numbers in the Books of the Company,) pursuant to the Method and General Orders lastly herein-before referred to, and subject to the Control and Disposition of the said Court.

Cashier's Receipt a sufficient Discharge to the Directors.

XXXVII. And be it enacted, That in every Case in which any Money shall be paid into the Bank of *England* by the Directors or Committee of either of the said Companies, in the Name and with the Privity of the Accountant General of the Court of Chancery, under the Authority of this Act, the Certificate of the Accountant General, together with the Receipt of One of the Cashiers of the Bank of *England*, to be thereunto annexed and therewith filed in the Registrar's Office of the said Court of Chancery, of the Payment into the Bank of *England* by the said Directors or Committee of any such Money as aforesaid, or an Office Copy thereof, shall be a good and sufficient Discharge to such Directors or Committee, and to their respective Heirs, Executors, Administrators, and Assigns, for the same, or so much thereof as therein respectively shall be expressed to have been paid, and that such Directors or Committee, their Heirs, Executors, Administrators, or Assigns, shall not afterwards be liable to see to the Application of such Money, or be answerable or accountable for any Loss or Misapplication or Nonapplication of the same.

Money paid into the Bank by the Company to be invested.

XXXVIII. And be it enacted, That all Money which shall be paid by the Directors or Committee of the said Companies respectively into the Bank of *England* in the Name of the Accountant General, under the Authority of this Act, shall there remain until the Person entitled thereto shall, upon Petition to be presented to the Court of Chancery in a summary Way, obtain an Order for the Transfer thereof into his own Name or otherwise, and that the said Accountant General shall and may from Time to Time invest the Dividends thereof, when the same shall amount to a competent Sum, in the Purchase of Stock in the Three Pounds *per Centum* Consolidated Bank Annuities,

Annuities, for the Benefit of the Persons entitled thereto, subject to the Orders and Directions of the said Court; which Court, on the Application of any Person making claim to such Money or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estates or Interest of the Persons making claim thereto, and to make such other Order or Orders in the said Premises as to the said Court shall seem just and reasonable.

Until Purchase Money can be distributed, the same to be invested in Exchequer Bills, at Interest.

XXXIX. And be it enacted, That in the meantime and until the Purchase and other Monies herein-before directed to be paid to the Directors or Committee of the said Companies respectively can be distributed amongst the Proprietors of Shares in the said Companies respectively, in pursuance of the Provisions of this Act, the same, or so much thereof as the Directors or Committee of each of such Companies, in their Discretion, may think expedient, may be invested by them in the Purchase of Exchequer Bills, and the Money so invested, and the Interest which shall arise therefrom, shall be subject to the Directions and Provisions of this Act in regard to the said Purchase Money.

Power for Directors to employ Clerks.

XL. And be it enacted, That it shall be lawful for the Directors and Committee of the said Companies respectively and they are hereby authorized to employ such Solicitors, Accountants, Clerks, and other Servants as they may deem requisite, for carrying into effect such of the Provisions of this Act as relate to such Company, or the Directors or Committee thereof, and to allow them such reasonable Salaries or Remuneration, as such Directors or Committee shall think fit, which Salaries and Remuneration, together with all other Costs and Expences of carrying into effect such Provisions, shall be reimbursed by the said Mayor, Aldermen, and Burgesses.

Directors to meet whenever necessary.

XLI. And be it enacted, That it shall be lawful for the Directors and Committee of the said Companies respectively to meet, when and as often as they shall think fit, for the Purposes of this Act, and that Three of such Directors or Members of Committee present at a Meeting shall (so long as Three Directors or Members remain) be a Quorum, and competent to act; and that when and so soon as the Number of such Directors or Committee shall be reduced below Three, the remaining Directors or Director, or Members or Member of Committee for the Time being, or the personal Representatives of the Survivor of such Directors or Members of Committee respectively, shall and may exercise the Powers and Authorities by this Act vested in the whole Body of Directors or Committee.

Directors to be respectively chargeable for their own Acts only.

XLII. Provided always, and be it enacted, That the Directors and Committee of the said respective Companies, or any or either of them, or any or either of their respective Executors or Administrators, shall not be charged or chargeable with or for any more or other Monies than they respectively shall actually receive, or than shall come to

their respective Hands, under and by virtue of this Act, notwithstanding he or they may give or sign, or join in giving or signing, any Receipt or other Acquittance, or in the doing of any other Act, for the sake of Conformity only, and that no One or more of such Directors or Committee shall be answerable or accountable for the other or others of them, or for the Acts, Receipts, Neglects, or Defaults of the other or others of them, by reason or in consequence of any Consent or Permission or Privity by any or either of them to the Payment of Money or to the Performance of any Act by the other or others of them with an Intent and for the Purpose only of facilitating the carrying this Act into execution, and that they or any of them shall not be answerable or accountable for any Officer or Agent, Banker, Broker, or other Person with whom or in whose Hands any Part of the said Purchase Monies, or the Assets of the Company of which they shall be Directors or Committee, shall or may be placed or lodged for safe Custody, Remittance, Sale, Investment, Payment, or otherwise in execution of the Trusts hereby in them reposed, and that they or any of them shall not be answerable or accountable for any other Misfortune, Loss, or Damage which may happen to the said Monies or Assets of such Company in the Execution of the said Trusts or in relation thereto, unless the same shall happen by or through their own wilful Default respectively, and then and in that Case each Person respectively shall singly and alone be answerable for such Loss or Damage as shall arise from his own wilful Neglect or Default; and also that it shall be lawful for such Directors or Members of Committee, by and out of the Money which shall come to their respective Hands by virtue of the Provisions of this Act, to deduct, retain, and reimburse to and for themselves respectively, and also to allow to their Colleagues, and to the Executors and Administrators of any Director or Member of Committee, all Costs, Charges, Damages, and Expences, and Fees to Counsel for Advice, which they or any of them shall or may suffer, sustain, or expend, disburse, lay out, or incur in or about the Execution of the Provisions and Trusts hereby reposed in them, or in relation thereto, and also to settle, adjust, and allow the Accounts of any such Directors or Members of Committee who shall depart this Life, and also to receive and give Discharges for the Money which shall appear to be the Balance of the same Accounts, without any Responsibility in the Person or Persons paying the same Money to see to the Application thereof, or being answerable for any Misapplication or Non-application of the same or any Part thereof; and that it shall be lawful for the Directors and Committee of the said Companies respectively, before paying into the Bank of *England* the Monies hereby authorized to be deposited and paid therein, to deduct and retain thereout the Charges and Expences incurred relative thereto.

Corporation may grant Compensation to Officers of the Liverpool Waterworks Company.

XLIII. And be it enacted, That in case any Officer or Person who shall be employed by the *Liverpool* Waterworks Company or by the *Liverpool and Harrington* Waterworks Company, at the Time of the Transfer to the Mayor, Aldermen, and Burgesses, under the Provisions of this Act, of the Concerns of the Company by which such Officer or Person shall be then employed, shall not be employed and retained by the said Mayor, Aldermen, and Burgesses in an Office of

equal Value under this Act, it shall be lawful for the said Mayor, Aldermen, and Burgesses, if they think fit, to make such Compensation, by way of Annuity or otherwise, to such Officer or other Person as the said Mayor, Aldermen, and Burgesses, at their Discretion, shall think right.

Companies not to be prevented from carrying on their Works until the Completion of their Sale to the Corporation.

XLIV. Provided always, and be it enacted, That until the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of each of the said Companies shall have become vested in the Mayor, Aldermen, and Burgesses, as in this Act provided, nothing herein contained shall extend or be construed to extend to prejudice or interfere with any of the Rights, Powers, Privileges, or Authorities of such Company under the Acts relating thereto, any thing in this Act contained to the contrary thereof notwithstanding, and that until Payment of the said Purchase Money or Consideration in manner aforesaid the net Profits of the said respective Waterworks up to the Time of such Payments shall be apportioned amongst the Proprietors of such Companies respectively: Provided also, that from the passing of this Act the said Companies respectively shall not be required to extend the said Waterworks, Mains, Pipes, or Machinery, notwithstanding any thing contained in the said recited Acts or any of them, and that such Companies respectively shall be and they are hereby released and discharged from all Liabilities and Penalties by such Acts or any of them imposed in relation thereto.

8 & 9 Vict. c. 18. and 10 & 11 Vict. c. 17. extended to this Act.

XLV. And be it enacted, That the "Lands Clauses Consolidation Act, 1845," and the "Waterworks Clauses Act, 1847," so far as the same are respectively applicable, and are not modified by or inconsistent with the Provisions of this Act, shall be incorporated with and form Part of this Act.

Limits of Act.

XLVI. And be it enacted, That, subject to the Provisions of this Act, it shall be lawful for the Mayor, Aldermen, and Burgesses to supply Water within the Borough of *Liverpool*, and also within the several Parishes, Townships, or Places following; (that is to say,) *Bootle*, *Bootle-cum-Linacre*, *Litherland*, *Seaforth*, *Crosby*, *Great Crosby*, *Little Crosby*, *Sefton*, *Netherton*, *Aintree*, *Orrell*, *Orrell-with-Ford*, *Walton*, *Walton-on-the-Hill*, *Fazakerley*, *West Derby*, *Thingwall*, *Childwall*, *Little Woolton*, *Much Woolton*, *Wavertree*, *Allerton*, *Gateacre*, *Aigburth*, *Garston*, *Toxteth Park*, *Halewood*, *Huyton*, *Roby*, and *Huyton-with-Roby*, all in the County of *Lancaster*, or any of them.

Waterworks to be constructed according to deposited Plans.

XLVII. And whereas a Plan and Section showing the Line and Levels of the Waterworks proposed to be constructed for the Purposes of this Act, and also a Book of Reference containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands and Streams 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 County of *Lancaster*; be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses, subject to the Provisions and Restrictions in this and the said incorporated Acts contained, to make and maintain the said Waterworks in the

the Line and on the Levels and upon the Lands delineated on the said Plan and Section and described in the said Book of Reference, and for that Purpose to purchase, either absolutely for a Sum in gross, or to take on Lease at an annual or other Rent, and to enter upon, take, and use such of the Lands, Streams, and Waters delineated on the said Plan and referred to in the said Book of Reference as shall be necessary for that Purpose, or any Easement, Privilege, Power, or Authority in or over the same.

Limiting compulsory Power to purchase Land or Easement.

XLVIII. Provided always, and be it enacted, That it shall not be lawful for the Mayor, Aldermen, and Burgesses, without the Consent of the Owner thereof, to purchase or take any Land on the Line or Course of the Pipes between the Turnpike Road leading from *Bolton* to *Chorley* in the Townships of *Rivington* and *Anderton*, or one of them, and the Reservoir at *Kensington* within the Borough of *Liverpool*, except such Land as shall be necessary for the Erection and Occupation of Houses for Persons having the Care of the Stop-cocks or Stop-valves on the Line of such Pipes, or to purchase, take, or use by Compulsion any other Estate, Right, Easement, Privilege, Power, or Authority whatsoever in, over, or upon any such Land, except such as shall be necessary for the Purpose of laying and constructing, and of obtaining Access to, examining, regulating, cleansing, draining, maintaining, renewing, and keeping in good Repair, Order, and Condition, under and subject to the Provisions of this Act, such Pipes and other Works as may be required for and are incident to the Purpose of conveying Water from the Equalizing Tank in the Townships of *Rivington* and *Anderton*, or one of them, to the said Reservoir at *Kensington* aforesaid.

Owners may grant Leases.

XLIX. 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 Land and Streams for the Purposes of this Act, or to grant or lease any Easement, Power, or Authority in or over such Lands or Streams.

Corporation not to take or use Streams not within Limits of Deviation.

L. Provided always, and be it enacted, That it shall not be lawful for the Mayor, Aldermen, and Burgesses, or any Person by their Authority, to enter upon, take, or use for any Purpose whatsoever any Streams not situate within the Limits of Deviation marked upon the said Plan, without the previous Consent in Writing of the Owner, Lessee, and Occupier thereof.

Corporation not to divert certain Springs and Water.

LI. And be it enacted, That nothing in this or the incorporated Acts contained shall be held or construed to authorize the said Mayor, Aldermen, and Burgesses to take or divert any Springs, Streams, or Water lying under or arising from the Lands in or through which the Line of Main Pipes described in the said Plan is by this Act authorized to be laid.

Quantity of Water to be discharged for the Supply of the several Streams.

LII. And be it enacted, That the Mayor, Aldermen, and Burgesses shall cause to flow from and out of the Reservoirs and other Works by this Act authorized, or from the Feeders thereof, for the Supply of the several Streams and Places herein-after mentioned, a Quantity

Quantity of Water after the Rate of not less than Seven million five hundred thousand Gallons daily, in the following Times and Proportions; *viz.*

1. Down the River *Douglas* a Quantity of Water not being less than Six Cubic Feet *per* Second during Twenty-four Hours of every Day, as herein-after expressed:
2. Down the River *Yarrow* a Quantity of Water not being less than Half a Cubic Foot *per* Second during Twenty-four Hours of every working Day:
3. Into any Reservoir of the *Brinscall Hall* Print Works a Quantity of Water not being less than One Cubic Foot and Six Tenths of a Cubic Foot *per* Second during Twenty-four Hours of every Day:
4. Down the *Fill Brook* a Quantity of Water not being less than Half a Cubic Foot *per* Second during Twenty-four Hours of every Day:
5. Into any Reservoir of the *White Coppice* Weaving Mill a Quantity of Water not being less than Two Cubic Feet *per* Second during Twenty-four Hours of every Day:
6. Down the River *Roddlesworth* a Quantity of Water not being less than Eight Cubic Feet *per* Second between the Hours of Six o'Clock in the Morning and Six o'Clock in the Evening of every working Day:

Provided always, that any Springs to be separated for the Use of any Bleach or Print Works shall be considered to be Part of the Quantity to be supplied to the several Streams upon which such Works are respectively situated; provided also, that the before-mentioned Quantities of Water shall be supplied in manner aforesaid before the Mayor, Aldermen, and Burgesses shall be entitled to appropriate to the Supply of the District included within the Limits of this Act any of the Waters of the Brooks and Streams which they are herein-before authorized to take for the Purposes of this Act.

Gauges to be erected.

LIII. And be it enacted, That the Mayor, Aldermen, and Burgesses shall erect and construct, and for ever after maintain, upon the several Streams and Places aforesaid, suitable measuring Gauges over or through which the said respective Quantities of Water shall flow or be discharged; and the said Gauges shall be respectively open to the Inspection and Examination of the Owners and Occupiers of the several present and future Mills and Works interested in the Water so to flow or be discharged through or over the same.

Penalty for Failure of Discharge of Compensation Water.

LIV. And be it enacted, That in case of any Failure, Neglect, or Default, by or in consequence of which the several Quantities of Water hereby required to flow or be discharged over or through the said several Gauges shall not so flow or be discharged, the Mayor, Aldermen, and Burgesses shall, for every Day on which such Neglect or Default shall occur, forfeit and pay to the Occupiers of each of the Mills and Works affected thereby (who may sue for and recover the same) the Sum of Ten Pounds, and shall in addition make Compensation for any Loss, Damage or Injury which such Occupiers or any of them shall or may sustain, incur, or be put to, and in respect of which such Penalties may be an insufficient Compensation; and it

shall be lawful for such Occupiers respectively from Time to Time to recover such Compensation, with Costs, from the Mayor, Aldermen, and Burgesses, by Action on the Case in any of the Superior Courts.

Water sent down the River Douglas not to be diverted, &c.

LV. Provided always, and be it enacted, That no Part of the said Six Cubic Feet of Water *per* Second herein-before provided to be passed down the River *Douglas* shall be diverted by the said Mayor, Aldermen, and Burgesses before it has passed *Anderton* Mill.

For the Protection of the Douglas Navigation and Leeds and Liverpool Canal.

LVI. And be it enacted, That before the said Mayor, Aldermen, and Burgesses shall be entitled at any Time to supply Water to the Inhabitants of *Liverpool*, or any other District within the Limits of this Act, from and out of the Reservoirs in the Townships of *Anglesark* and *Rivington* to be constructed under and by virtue of the Powers of this Act, they shall discharge and for ever hereafter continue to discharge, from and out of the said Reservoirs or the Feeders thereof, or some of them, into the Streams of the River *Douglas* at or near *Anderton Fold* in the Township of *Rivington* aforesaid, a Quantity of Water after the Rate of Six Cubic Feet *per* Second constantly, such Quantity to be ascertained by means of a Gauge or Gauges of suitable Materials through or over which the said Water shall at all Times flow, such Gauge or Gauges to be constructed and for ever afterwards maintained at the Expence of the said Mayor, Aldermen, Burgesses, and such Gauge or Gauges to be open at all Times to the Inspection of all and every the Engineers or Officers of the Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool*: Provided always, that if on Inspection the Supply of Water herein-before required to be supplied should be diminished to a less Quantity than Six Cubic Feet *per* Second constantly, if there shall be in the said Reservoir or Reservoirs a sufficient Quantity of Water to afford such Supply it shall and may be lawful for the Engineer of the said Company of Proprietors and he is hereby empowered, by himself or his Agents, to draw or cause to be drawn off from the said Reservoirs such Quantity of Water as may be necessary to make up the Deficiency.

Penalty on withholding Supply of Water.

LVII. Provided always, and be it enacted, That if from any Accident or Neglect on the Part of the said Mayor, Aldermen, and Burgesses, or their Servants, or from Want of a sufficient Supply of Water or other Cause, the Mayor, Aldermen, and Burgesses should at any Time be unable to furnish, or the Engineer or Officer of the said Company of Proprietors to draw off or cause to be drawn off, such Supply of Water as last aforesaid, the said Mayor, Aldermen, and Burgesses shall pay to the said Company of Proprietors, as or by way of ascertained Damages, the Sum of Fifty Pounds for every Day on which the Supply of Water herein-before required to be discharged from the said Reservoirs shall not be furnished as aforesaid; and in default of Payment of the said Sum, on Demand being made of the Town Clerk of the Borough of *Liverpool*, the said Company of Proprietors of the said Canal Navigation may sue for and recover the same, together with Costs of Suit, against the said Mayor, Aldermen, and Burgesses, by Action of Debt or on the Case in any of Her Majesty's Courts at *Westminster*.

Corporation to supply 800,000 Gallons additional Water to the River Douglas from the Reservoir.

LVIII. And whereas it is expedient that a Quantity of Water not less than Eight hundred thousand Gallons daily should be supplied to that Part of the said River *Douglas* which lies between a certain Weir erected across the said River near to *Scholes Bridge* in the Borough of *Wigan* and a certain other Weir erected across the said River near to *Hennurst Bridge* in the said Borough; but the Mayor, Aldermen, and Burgesses cannot, under the Provisions of the present Act, secure such Supply to the said Part of the River *Douglas;* be it enacted, That the said Mayor, Aldermen, and Burgesses shall, subject to the Provisions in this Enactment contained, cause to flow down the said River *Douglas* from the Reservoir and Works to be constructed under this Act at and near *Anderton Fold* a Quantity of Water being not less than Eight hundred thousand Gallons daily, in addition to the said Quantity of Six Cubic Feet *per* Second herein-before provided to be discharged.

Corporation may furnish such Supply from other Sources, with Consent of the Leeds and Liverpool Canal Company.

LIX. Provided always, and be it further enacted, That if at any Time after the passing of this Act the said Mayor, Aldermen, and Burgesses shall be enabled, with the Consent and to the Satisfaction of the Company of Proprietors of the *Leeds and Liverpool* Canal, but at the Expence of the said Mayor, Aldermen, and Burgesses, to cause a Quantity of Water not less than Eight hundred thousand Gallons daily to flow over the said Weir at or near *Scholes Bridge* into the Bed of the River *Douglas*, then and in such Case, and so long as such Water shall be so supplied as last aforesaid, the said Mayor, Aldermen, and Burgesses shall not be required to send down the said River *Douglas* from the Works to be constructed under the Powers of this Act (or any of them) a greater Quantity than Six Cubic Feet *per* Second, as herein-before provided.

Rights of Leeds and Liverpool Canal Company not to be prejudiced.

LX. And be it enacted, That nothing in this Act contained shall be construed to extinguish, abridge, interrupt, affect, prejudice, or alter in any Manner whatsoever any Rights, Claims, Powers, Privileges, or Authorities which before the passing of this Act the said Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool* had possessed or enjoyed, or might lawfully have, possess, or enjoy, to the Use of the Waters of the Rivers, Streams, Brooks, and Springs shown in the said Plans and Sections, except as far as is provided and declared in and by this Act, but all such Claims, Rights, Powers, Privileges, and Authorities shall extend to and be deemed and construed to extend to the said Streams of Water to be discharged from and out of the said Reservoir at or near *Anderton Fold* aforesaid, the same as if this Act had not been passed.

For the Protection of the Leigh Branch Canal.

LXI. And be it further enacted, That, previously to the placing of the Conduit Pipe under a certain Canal called the *Leigh* Branch of the *Leeds and Liverpool* Canal at or near a Place called *Bamfurlong*, the Engineer of the said Mayor, Aldermen, and Burgesses shall submit a Plan of the Mode in which such Conduit Pipe is intended to be placed under the said Canal, for the Approval of the Engineer of the Company of Proprietors of the said Canal, and the Time and Manner of placing the said Pipe shall be arranged to the Satisfaction of the Engineer of the said Company; and in case any Dispute shall arise

arise between the said Engineers, the same shall be referred to and be decided by the President for the Time being of the Institution of Civil Engineers, or some competent Person to be appointed by him: Provided always, that the said Conduit Pipe shall for ever hereafter be maintained in good and sufficient Repair by and at the Expence of the said Mayor, Aldermen, and Burgesses.

Corporation may contract for Supply of Water, instead of supplying Water to the River Roddlesworth.

LXII. Provided always, and be it enacted, That, instead of causing such Supply of Water as aforesaid to flow through or over the said Gauge or Gauges so to be erected on the River *Roddlesworth*, the Mayor, Aldermen, and Burgesses may, with the Consent in Writing of the Owner or Owners for the Time being of the Falls upon the said River *Roddlesworth*, cause such Supply of Water to be discharged from any Reservoir situate above a certain Water Corn Mill called *Moulding* Water Mill, belonging to Sir *Henry Bold Hoghton* Baronet, situate in the Parish of *Leyland* in the County of *Lancaster*, and for that Purpose the Mayor, Aldermen, and Burgesses may and they are hereby authorized and empowered to contract or agree with any Person or Company for such Supply of Water from any such Reservoir or for any Part thereof: Provided also, that the Owner, Lessee, or Occupier of any Fall of Water who may by or in consequence of such Agreement or Contract be deprived of the Benefit of such Supply as aforesaid, or of any Part thereof, shall be entitled to receive from the Mayor, Aldermen, and Burgesses in respect thereof such Compensation in Money as shall be mutually agreed upon; and in case of Disagreement such Compensation shall be determined in manner provided by the "Lands Clauses Consolidation Act, 1845," in Cases of disputed Compensation.

Spring Water to be delivered to Brinscall Hall Print Works.

LXIII. And be it enacted, That the said Mayor, Aldermen, and Burgesses shall cause the said Quantity of One Cubic Foot and Six Tenths of a Cubic Foot *per* Second, by this Act directed to be supplied to any Reservoir of the *Brinscall Hall* Print Works, to flow into the Reservoir of the said *Brinscall Hall* Print Works, near to *Brinscall Row*, or into the *Whave Brook* or other Watercourse communicating with such Reservoir: Provided always, that, in case the Occupier for the Time being of the said Print Works shall so require, the said Mayor, Aldermen, and Burgesses shall cause the Spring Water which now flows separately through certain Wood Trunks or Conduits to and for the Use of such Works to continue to be so separately supplied by good and substantial Works for that Purpose; and the Quantity of such Spring Water shall be considered to be Part of the Quantity of One Foot and Six Tenths of a Cubic Foot to be discharged as aforesaid.

For Protection of Messrs. Rothwell and Chippendall.

LXIV. And whereas Messieurs *Rothwell* are or claim to be the Owners of certain Works called the *Horwich Vale* Print Works, used for bleaching, dyeing, and printing Calico and other Goods, whereof *John Chippendall* Esquire is the present Lessee, situate on the River *Douglas*, the Waters of which River are proposed to be applied to the Purposes of this Act: And whereas it is apprehended by such Owners and Lessee that the Waters which are to be supplied pursuant to the Provisions herein-before contained in lieu of the Waters

of

of the said River *Douglas* and its tributary Streams may not be of such Quality as to be equally well adapted to the Purposes of the said Print Works as the Waters of the said River and its tributary Streams are; be it therefore enacted, That before the Waters of the said River *Douglas* or any of its tributary Streams now supplying the said *Horwich Vale* Print Works shall be interfered with, diverted, or appropriated to the Purposes of this Act, the Quality of such Water for the Purposes of the same Print Works shall be examined, tested, and ascertained as follows, namely, Three competent Persons shall be nominated, One by the said *John Chippendall*, his Executors or Administrators, One by the said Mayor, Aldermen, and Burgesses of the Borough of *Liverpool*, and the Third by such Two Nominees in case they cannot agree, to examine, test, ascertain, and report in Writing the Quality of such Waters for the Purposes of the said Print Works; and a Report thereof in Writing shall be made, and Three Copies thereof signed by the Parties making the same, pursuant to the said Nomination, or by any Two of them, shall be deposited as follows; namely, One Copy at the Office of the Clerk of the Peace of the County Palatine of *Lancaster*, One Copy at the Office of the Town Clerk of *Liverpool*, and One Copy with the said *John Chippendall*, his Executors or Administrators; and that within the Period of Two Years next after the Completion of the said Works by this Act authorized (such Completion being computed from the Time when the said Mayor, Aldermen, and Burgesses shall begin to deliver Water from the Reservoirs shown on the Plan deposited as aforesaid for the Supply of the Borough of *Liverpool*, and of the several Parishes, Townships, or Places included within the Limits of this Act, or any Part thereof,) the Quality of the Waters by which the said Print Works shall be supplied pursuant to this Act shall be again in like Manner examined, tested, ascertained, and reported; and Three Copies of the Report of such Second Examination shall be signed and deposited as above provided with regard to the Waters of the said River *Douglas* or its tributary Streams, before the same shall be interfered with, diverted, or appropriated to the Purposes of this Act; and each of the said Reports shall be absolutely conclusive on the said Mayor, Aldermen, and Burgesses, and the said *John Chippendall*, his Executors and Administrators respectively, as to the Statements therein contained; and if on either of the said Two Occasions the said Mayor, Aldermen, and Burgesses shall decline or neglect to nominate a Person on their Part to examine and report on the Quality of the said Waters, for the Space of Twenty-eight Days after having been thereto requested by a Notice in Writing given by or on behalf of the said *John Chippendall*, his Executors or Administrators, to the said Mayor, Aldermen, and Burgesses, or left at the Office of the Town Clerk of the said Borough of *Liverpool*, or if the Person nominated by the said Mayor, Aldermen, and Burgesses shall refuse to join with the Nominee of the said *John Chippendall*, his Executors or Administrators, in appointing a Third Nominee, or in examining, testing, and ascertaining the Quality of the said Waters on either of the Occasions aforesaid, or to sign any Report of the Quality of such Waters, then and in such Case the Report of the Person nominated by the said *John Chippendall*, his Executors or Administrators, signed and deposited as aforesaid, shall be conclusive

upon the said Mayor, Aldermen, and Burgesses as to the Statements therein contained; and all Costs, Charges, and Expences of and incident to such Nominations, Examinations, and Reports, and all Charges made by the said Nominees, and all other Expences of and incident to such Examinations and Reports, shall be borne and paid by the said Mayor, Aldermen, and Burgesses; and if it shall appear from the Second Report to be made as aforesaid that the Quality of the Waters by which the said Print Works shall be supplied pursuant to this Act shall be inferior for the Purposes of the same Works to the Water supplied thereto when the said First Report shall be made, or shall not be equally well adapted to the Purposes of the same Works as the Waters supplied thereto when such First Report shall be made, the said *John Chippendall*, his Executors, Administrators, or Assigns, and also the Owners of the Reversion of the said Print Works, shall severally and distinctly be fairly and fully compensated in Money by the said Mayor, Aldermen, and Burgesses for the Damage or Injury sustained by reason of such Inferiority or Difference in the Quality of the Waters whereby the said Print Works shall be supplied pursuant to this Act, the Amount of such respective Compensation, if the several Parties cannot agree upon the same, to be ascertained by Arbitration in the Manner provided by the "Lands Clauses Consolidation Act, 1845."

For the Protection of the Works of Charles Joseph Stonor, Esq.

LXV. And whereas *Charles Joseph Stonor*, an Infant under the Age of Twenty-one Years, is or claims to be seised of an Estate of Inheritance in Tail Male of and in the Works known as *Anderton* Mill, and situate in or near to a certain Part of the said River *Douglas*; be it enacted, That the Persons herein-after named, that is to say, the Engineers for the Time being of the following Water-works Companies, that is to say, the *New River*, *Chelsea*, and *West Middlesex* Water Companies, or any Two of them, shall, at the Costs, Charges, and Expences of the said Mayor, Aldermen, and Burgesses, forthwith, or at any Time previous to the Construction of any Works under this Act affecting the said River *Douglas*, inspect and ascertain, and by Writing under their Hands or the Hands of any Two of them report, the State of the Supply of Water to the said Works and the Purposes to which such Water is now applied, and shall deposit Three Copies of such Report, One Copy at the Office of the Clerk of the Peace of the County Palatine of *Lancaster*, One Copy at the Office of the Town Clerk of the Borough of *Liverpool*, and One Copy at such Place as shall be appointed by the said *Charles Joseph Stonor* Esquire, or the Receiver of the Rents and Profits of his Real Estates appointed by the Court of Chancery; and that if on the Completion of the said Works by this Act authorized, or at any Time within One Year thereafter, the said *Charles Joseph Stonor*, or the said Receiver or other the Person then entitled to the said Estate, shall be then of opinion that such Supply of Water has been injuriously affected by the Construction of the Works under this Act, it shall be lawful for the said *Charles Joseph Stonor*, or the said Receiver, or such other Person so entitled as aforesaid, to claim and receive Compensation for such Injury (if any) from the Mayor, Aldermen, and Burgesses, the Amount of Compensation (if any) to be ascertained in the Manner provided by the "Lands Clauses Con-

solidation Act, 1845;" and the said Report herein-before directed to be made and deposited shall, in ascertaining the Amount of Compensation for such Injury, if any, be taken and received as conclusive Evidence of the State of such Supply previous to the Construction of the Works by this Act authorized.

For the Protection of the Works of W. S. Standish, Esq.

LXVI. And whereas *William Standish Standish* Esquire is or claims to be the Owner of the Works respectively known as the *Heapy* Bleach Works and the *White Coppice* Works, and situate on or near to certain Streams intended to be affected by the Works to be constructed under the Provisions of this Act, subject to the existing Leases of such Works respectively; be it enacted, That the Engineers for the Time being of the following Waterworks Companies, that is to say, the *New River*, *Chelsea*, and *West Middlesex* Water Companies, or any Two of them, shall, at the Costs, Charges, and Expences of the said Mayor, Aldermen, and Burgesses, such Costs to be settled by such Engineers or any Two of them, forthwith, or at any Time previous to the Construction of any Works under this Act affecting any of the Streams on which the said *Heapy* Bleach Works and *White Coppice* Works are situated, inspect, inquire, and ascertain, and by Writing under their Hands or the Hands of any Two of them report, the State of the Supply of Water to the said *Heapy* and *White Coppice* Works respectively, and the Purposes to which such Water is now applied, and shall deposit Three Copies of such Report, One Copy at the Office of the Clerk of the Peace of the County Palatine of *Lancaster*, One Copy at the Office of the Town Clerk of the Borough of *Liverpool*, and One Copy at such Place as shall be appointed by the said *William Standish Standish* Esquire, his Heirs or Assigns; and if on the Completion of the said Works by this Act authorized, or at any Time within Two Years thereafter, such Completion to be computed as aforesaid; the said *William Standish Standish* Esquire, or other the Owner for the Time being of the said several Works called the *Heapy* Bleach Works and the *White Coppice* Works, or either of them, shall be of opinion that such Supply of Water has been injuriously affected by the Construction of the Works under this Act, it shall be lawful for the said *William Standish Standish* Esquire, or such other Owner as aforesaid, to claim and receive Compensation for such Injury, if any, from the said Mayor, Aldermen, and Burgesses, the Amount of Compensation for such Injury, if any, to be ascertained in the Manner provided by the "Lands Clauses Consolidation Act, 1845;" and the said Report herein-before directed to be made and deposited shall, in ascertaining the Amount of Compensation for such Injury, if any, be taken and received as conclusive Evidence of the State of such Supply previous to the Construction of the Works by this Act authorized.

Reserving the Spring Water in the Fill Brook for the Use of Heapy Bleach Works.

LXVII. And be it enacted, That the said Mayor, Aldermen, and Burgesses shall, before they divert or affect any of the Springs of Water flowing into a certain Brook called *Fill Brook*, make such Works as shall effectually cause the Spring Water which now flows along the said Brook, other than and except such of the Springs as now arise on the Site of the Reservoir, to be made under the Authority of this Act, and described on the said deposited Plan as

the *Anglezark* Reservoir, to continue to flow into and along the same Brook as the same now flows, and shall from Time to Time and at all Times keep the same flowing into and along the said Brook.

Nothing in the Act to affect existing Rights, as between Mr. Standish and his Tenants, &c.

LXVIII. Provided always, and be it enacted, That as between the said *William Standish Standish*, his Heirs and Assigns, and his and their respective Lessees or Tenants of the said *Heapy* Bleach Works and *White Coppice* Works respectively, and also as between the respective Lessees or Tenants of the same several Works respectively, and their respective Executors, Administrators, or Assigns, nothing in this Act contained shall in any Manner alter, prejudice, or affect the several and respective Rights and Interests of him the said *William Standish Standish*, his Heirs or Assigns, or of such his or their respective Lessees or Tenants, and their respective Executors, Administrators, and Assigns, or any of them respectively

Water in Black Brook to continue to flow into White Coppice Reservoirs.

LXIX. And be it enacted, That the said Mayor, Aldermen, and Burgesses shall, before they divert or affect any Water from the *Black Brook* otherwise *Grange Brook*, cause proper and efficient Works to be constructed for the Purpose of conducting the Water of the said Brook under or over the Cut or Aqueduct by this Act authorized from the River *Roddlesworth* to the said Reservoir to be made as aforesaid, and described as the *Anglezark* Reservoir, into the *White Coppice* Reservoirs, or one of them, in the said Township of *Heapy*, and shall at all Times, at their own Expence, maintain and keep such Works in good Repair, and shall from Time to Time and at all Times, when thereunto required, either by the Occupier for the Time being of the said *Heapy* Bleach Works or of the *White Coppice* Works, cause the Water of the said Brook to be discharged into the said *White Coppice* Reservoirs, or one of them: Provided always, that the Mayor, Aldermen, and Burgesses shall not be required to discharge into the said Reservoirs or any of them a greater aggregate Quantity of Water than Two Cubic Feet *per* Second flowing constantly as herein-before provided.

As to certain Springs arising in the Anglezark Reservoir.

LXX. And whereas certain Springs now rise on Lands the Property of *William Standish Standish* Esquire, and flow to and are used at the *Heapy* Bleach Works; be it enacted, That *William Standish Standish* Esquire, his Heirs or Assigns, shall be entitled to Compensation in Money for any such Springs now used for bleaching Purposes at the *Heapy* Bleach Works, and which may be taken under the Powers of this Act, and are not herein-before provided for, and in Money or in Water, as is herein-before provided, for any Loss or Injury in Water Power he or they may sustain by reason or in consequence of any other such Springs being taken and used for the Purposes of the Undertaking by this Act authorized; and in case of Disagreement the Amount of such Compensation shall be determined by Arbitration in the Manner provided by the "Lands Clauses Consolidation Act, 1845," for settling Cases of disputed Compensation.

As to Compensation in respect of the Old

LXXI. And be it enacted, That *William Standish Standish* Esquire shall be entitled to receive full Compensation from the said Mayor, Aldermen, and Burgesses in respect of any Loss, Injury, or Damage which

Withnell Spring.

which he may sustain in respect of his Rights or Interests, if any, in a certain Spring called the *Old Withnell Spring*, and which Rights or Interests may be prejudiced by reason of any of the Operations of the said Mayor, Aldermen, and Burgesses.

For supplying Water to Withnell Mill and Abbey Mill.

LXXII. And be it enacted, That the said Mayor, Aldermen, and Burgesses shall and they are hereby required, before they commence any of the Works hereby authorized in the Township of *Withnell*, to convey the Water flowing down the *Whave Brook* and the *Horr Spring* above the Level of the Cut or Aqueduct by this Act authorized to be formed, and to cause such Water to flow to a certain Mill called or known by the Name of *Withnell* Mill, in the Occupation of Messieurs *Parke* and *Arkwright*, and also to convey the Water from a certain Reservoir on a Farm called *Brookes Farm*, which now supplies *Abbey* Mill in the said Township of *Withnell*, in the Occupation of *John Parke*, to the said last-mentioned Mill, by means of Iron Pipes of not less than Six Inches in Diameter; provided that within Three Months from the passing of this Act the Owners or Occupiers of the said Mills respectively shall obtain the Consent of the Owners and Occupiers of the Lands through which it may be necessary to lay down any Pipes or construct any Works for the Purposes aforesaid, to the laying down of such Pipes or the Construction of such Works on the Lands belonging to and occupied by them respectively; and it shall be lawful for the Owners or Occupiers of the said Mills respectively to take any additional Quantity of Water from or out of the said Cut or Aqueduct, and convey the same, as they may think proper, to such Mills respectively: Provided always, that all such Water as last aforesaid, together with the *Whave Brook* and *Horr Spring*, shall be used by the said Owners or Occupiers of the said Mills respectively for condensing Purposes only, and such Owners or Occupiers shall return the same to the said Cut or Aqueduct by means of such Pipes, Conduits, or other Works as may be necessary for the Purpose.

For Protection of Chorley Waterworks.

LXXIII. And whereas by the "*Chorley* Waterworks Act, 1846," the Company therein mentioned are empowered to lay Pipes across certain Lands intended to be taken for the Purposes of this Act: And whereas such Pipes, or a Part thereof, will be covered with the Water of the Reservoir delineated on the Plans deposited as aforesaid, and therein described as the *Anglezark* Reservoir; be it therefore enacted, That nothing in this Act contained shall be construed to prevent the said Company from laying such Pipes in the Manner the same might have been laid if this Act had not been passed; and that before the said Mayor, Aldermen, and Burgesses shall commence filling such Reservoir with Water they shall, at their own Expence, cause to be laid down, above the Top-water Level of such Reservoir, an Iron Pipe of not less than Fifteen Inches Diameter, with all proper Valves, Stop-cocks, and Apparatus thereto, for the Purpose of conveying and continuing a Supply of Water for the Purposes of the said *Chorley* Waterworks Act, in case the said first-mentioned Pipe should decay, or the Flow of Water therein become by Leakage or otherwise interrupted or diminished; and such last-mentioned Pipe shall be laid across the Northerly Embankment of the said Reservoir, and be made to communicate with the said first-mentioned Pipe, and shall be for ever after maintained,

tained, and if needful for the Purposes of the said Company enlarged, by and at the Expence of the said Mayor, Aldermen, and Burgesses, to the Satisfaction of the President for the Time being of the Institution of Civil Engineers, and shall be under the Control of the said *Chorley* Waterworks Company: Provided always, that it shall be lawful for the said Mayor, Aldermen, and Burgesses to enter into any Agreement with the *Chorley* Waterworks Company for securing to the said Company an adequate Supply of Water from the said *Anglezark* Reservoir, in lieu of laying down such Pipes as aforesaid; and any Agreement for such Purpose which may have been entered into between the said Mayor, Aldermen, and Burgesses, and the said *Chorley* Waterworks Company, prior to the passing of this Act, shall be as valid and binding as though the same had been entered into subsequent to the passing of this Act; provided also, that, save as by this Act is expressly provided, nothing herein contained shall be taken or construed to diminish or affect the Rights, Powers, and Privileges of the *Chorley* Waterworks Company under the said "*Chorley* Waterworks Act, 1846;" provided also, that it shall not be lawful for the said Mayor, Aldermen, and Burgesses to take or acquire, under the Provisions of this Act, (otherwise than by Agreement,) any of the Lands of *William Standish Standish* Esquire, his Heirs or Assigns, for the exclusive Purpose of laying down or enlarging such Pipe, but the Course of such Pipe shall be confined to Land the natural Level of which shall be below the Level of the Top of the Embankments of the said *Anglezark* Reservoir as shown on the Plan and Sections deposited with the Clerk of the Peace of the County of *Lancaster*, such Land to be taken and fenced off by the Mayor, Aldermen, and Burgesses, or to such Land as the said Mayor, Aldermen, and Burgesses shall take and fence off for the said *Anglezark* Reservoir, and the Works and Communications connected therewith.

Agreements entered into prior to passing of this Act with the Chorley Waterworks valid.

LXXIV. And be it enacted, That the Line of Water Pipes shall pass under the *North Union* Railway at the Point in the Parish of *Wigan* where, according to the Plans deposited as in this Act mentioned, such Line of Water Pipes appears to pass under such Railway, and at no other Point, without the Consent of the Companies now in possession of the *North Union* Railway.

As to laying Pipes under North Union Railway.

LXXV. And be it enacted, That the Expence of laying the said Line of Water Pipes under the *North Union* Railway, and of all other Works which may from Time to Time be requisite for effecting, altering, amending, repairing, and maintaining such Line of Water Pipes, and of regulating and adjusting the same, shall be borne and paid by the said Mayor, Aldermen, and Burgesses, and that such Line of Water Pipes and Works shall not only be in the first instance made and done, but shall also from Time to Time be altered, amended, repaired, and maintained to the reasonable Satisfaction of the Engineer for the Time being of the said Companies now in possession of the *North Union* Railway, on each Occasion, and in such Manner and Form and by such Ways and Means as shall not in anywise prejudice or injure the said *North Union* Railway, or impede, obstruct, or interfere with the free, uninterrupted, and safe Passage along the same.

Pipes under North Union Railway to be laid and repaired at the Expence of the Corporation.

Corporation not to take Property or interfere with the Works of the North Union Railway.

LXXVI. And be it enacted, That, notwithstanding any thing in this Act contained, it shall not be lawful for the said Mayor, Aldermen, and Burgesses, or for any Person, under or in execution of this Act or for any other Purpose, either permanently or temporarily, to enter upon, take, or use any of the Land or Property connected with the said *North Union* Railway, and vested in the Companies now in the Possession of the *North Union* Railway, or which they have Power to take, or in any Manner to alter, vary, or interfere with the said *North Union* Railway or any of the Works appertaining thereto, save only for the Purpose of laying and repairing the said Line of Water Pipes in manner and at the Point aforesaid, and not otherwise.

Saving Rights of the Companies in the Possession of the North Union Railway.

LXXVII. And be it enacted, That, save as is in this Act expressly provided, nothing in this Act contained shall prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, Franchises, or Authorities of or vested in or belonging to the said Companies now in possession of the said *North Union* Railway, but all their Rights, Privileges, Powers, Franchises, and Authorities are hereby expressly saved and reserved, not only as against and with respect to the said Mayor, Aldermen, and Burgesses, but also as against and with respect to all other Companies and Persons whomsoever.

For the Protection of the Manchester and Leeds Railway Company.

LXXVIII. Provided always, and be it enacted, That any Pipe which may be laid upon, under, or over any Railway or Land of the *Manchester and Leeds* Railway Company, or in which the said Company are interested, shall be laid to the Satisfaction of the Engineer of the said Company for the Time being; and it shall not be lawful for the said Mayor, Aldermen, and Burgesses, in carrying into execution the Powers of this Act, in any way whatever to alter the Level of or to injure any such Railway, or any of the Works from Time to Time connected therewith, nor to interfere with, prevent, or in anywise impede the free, uninterrupted, and safe Passage upon, over, and along any such Railway or any Part thereof.

Saving Rights of the Manchester and Leeds Railway Company.

LXXIX. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to abridge, alter, prejudice, or take away any of the Rights, Privileges, Franchises, Powers, or Authorities of or belonging to or vested in the said *Manchester and Leeds* Railway Company.

For the Protection of the Canals of the Trustees of the Duke of Bridgewater.

LXXX. And be it enacted, That the said Works shall be so constructed, made, and maintained as not directly or indirectly to diminish or prejudice the Supply of Water now enjoyed by the Devisees in Trust of the late Duke of *Bridgewater*, for the Purposes of their Navigation, in the Counties of *Lancaster* and *Chester*, and that nothing herein contained shall extend or be deemed or construed to extend to authorize, directly or indirectly, any such Diminution or Prejudice, or to take away, diminish, alter, prejudice, or affect any of the Properties, Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Devisees in Trust of the late Duke of *Bridgewater*, under the Authority of any Act of Parliament or otherwise.

LXXXI. And

For the Protection of the Earl of Ellesmere and the Trustees of the late Duke of Bridgewater.

LXXXI. Provided always, and be it enacted, That it shall not be lawful for the Mayor, Aldermen, and Burgesses, or the Council, or any Person by their Authority, to purchase, lease, take, use, or enter upon any Land, Water, or Property of the Right Honourable *Francis Egerton* Earl of *Ellesmere*, his Heirs or Assigns, without his or their Assent, or any Land, Water, or Property of the Devisees of the late Duke of *Bridgewater*, their Heirs or Assigns, without their Assent; except nevertheless, and it is hereby provided, that the Mayor, Aldermen, and Burgesses may acquire by Purchase or Lease the Right to lay Mains or Pipes in the Line shown on the Plan deposited as aforesaid under the Lands of the said Devisees in *Hindley* in the County of *Lancaster*, but such Mains or Pipes shall not in any Place be laid less than Six Feet below the existing Surface of the Lands, without the Assent of the said Devisees.

Corporation to put Stopcocks on the Pipe between the Rivington and Kensington Reservoirs.

LXXXII. And be it enacted, That the said Mayor, Aldermen, and Burgesses shall construct and for ever maintain at least Eight Stopcocks or Valves in the Line of the Pipes of the said Waterworks between the *Rivington* Reservoir and the *Kensington* Reservoir, and shall keep a sufficient Number of competent Persons to have Charge of the same; and such Persons shall respectively reside within the Distance of Four Miles from the most remote Portion of the Pipe under the Charge of such Persons.

Corporation to set up Indicators of the Main Pipes.

LXXXIII. And be it enacted, That the Mayor, Aldermen, and Burgesses shall place Indicators upon or near the Line of Main Pipes, at a Distance apart not exceeding Two Furlongs, for the Purpose of marking the Position and Depth of such Pipes.

10 & 11 Vict. c. 17. s. 25. to apply to Mines on One Side or beneath the Waterworks.

LXXXIV. And be it enacted, That the Section of the "Waterworks Clauses Act, 1847," marked Section 25. in the Queen's Printer's Copy of such Act, shall apply as effectually to Mines and Minerals situated on One Side or beneath the Reservoirs and Cuts by this Act authorized as to Mines and Minerals situated on both Sides such Reservoirs and Cuts.

Water from Mines to be diverted at the Expence of Mayor, &c.

LXXXV. And be it enacted, That in case it shall be found necessary or expedient to prevent the Water which may be discharged from any Mines or Minerals from running or entering into the said Waterworks, the Mayor, Aldermen, and Burgesses shall, at their own Costs and Charges, cause such Water to be diverted and conveyed so as to prevent it running into the said Waterworks.

Provisions of 10 & 11 Vict. c. 17. to extend to Fire-clay.

LXXXVI. And be it enacted, That in the Construction of the Provisions of the Waterworks Clauses Act, as extended to this Act, so far as they relate to Mines and Minerals, such Provisions shall be held to extend to Fire-clay, as well as to Coal, Ironstone, Slate, and other Minerals.

For the Reservation of existing Rights relating to Water.

LXXXVII. And be it enacted, That (except so far as shall be otherwise provided by Agreement with the Mayor, Aldermen, and Burgesses,) any thing herein contained, or any thing done in pursuance of this Act, shall not, without full Compensation being made in

in that Behalf, prevent at any Time hereafter any Person who for the Time being would have been rightfully entitled if this Act had not been passed to make use of any Water flowing into the said Water-works from making use of the same, in, to, or for any Manner, Extent, or Purpose in, to, or for which he might for the Time being have rightfully made use of the same in case this Act had not been passed.

Accommodation Works.

LXXXVIII. And be it enacted, That the Mayor, Aldermen, and Burgesses shall make and maintain the following Works; that is to say, they shall inclose or fence the Reservoirs and Cut or Aqueduct with proper Fences, and they shall make a sufficient Number of Bridges, with proper Approaches thereto, to prevent Interruption to the Lands adjoining the said Cut or Aqueduct.

For Restoration of Land and Fences on Line of Pipes.

LXXXIX. And be it enacted, That before the Mayor, Aldermen, and Burgesses shall open or break up any inclosed Land, for the Purpose of laying, constructing, maintaining, or repairing any Pipes or Conduits, they shall give Notice to the Occupier thereof, not less than Three clear Days before beginning such Work, except in Cases of Emergency from Defects or supposed Defects in any of the Pipes or other Works; and that when any Land over which a Wayleave or Easement shall have been purchased for the Purpose of laying or repairing Pipes under the Provisions of this Act shall be opened or broken up, the Mayor, Aldermen, and Burgesses shall from Time to Time, with all convenient Speed, complete the Work for which the same shall be so opened or broken up, and, so far as may be compatible with the Formation, Maintenance, Examination, Use, and Repair of the said Pipes and other Works, shall, if required by the Owner or Occupier of the said Land, fill in and restore such Land to the same State and Condition in which it shall have been at the Time of being so broken up or opened, or as near thereto as Circumstances will permit, and shall in the Execution of such Works, so far as may be compatible with such Execution, and if required by the Owner or Occupier of such Land, preserve and keep distinct from other Earth and Rubbish all productive Soil and vegetable Mould, and spread and distribute such Soil and vegetable Mould uppermost on the Land from whence the same shall have been taken, and remove and carry away all superfluous Rubbish occasioned by and in the Execution of such Work, and shall also, so far as may be practicable, and as may be consistent with the Maintenance, Use, Examination, and Repair of the said Pipes and Works, well and effectually repair and reinstate all Hedges, Ditches, and Fences upon and near to the Line of Pipes which shall be broken down by the Execution of any Works by this Act authorized, and restore such Hedges, Ditches, and Fences to as good Condition as the same were in before being so broken down, destroyed, or injured, or as near thereto as Circumstances will admit, and shall during the Progress of such Works, if required by the Owner or Occupier of such Land, fence off such Part thereof as may be required for the Purposes of the said Works from the adjoining Lands.

Corporation may pass along Land

XC. And be it enacted, That the Mayor, Aldermen, and Burgesses shall and may, by their Officers, Servants, and Workmen, have the Right

Right at all Times to pass along and over the Lands in which they may obtain the Right of laying down and maintaining Pipes as aforesaid, and of examining the State and Condition of such Pipes and the Works connected therewith, and of repairing and renewing the same as Occasion may require: Provided always, that if for the Purposes aforesaid the said Mayor, Aldermen, and Burgesses shall require Access through any Fences, they shall construct and maintain proper Gates therein, with Locks thereto, and, except for the Purpose of passing through the same, shall keep such Gates constantly locked, so as to interfere with the Efficiency of such Fences as little as possible; and the Owner or Occupier for the Time being of the Lands on which any Gates may be so constructed shall and may have the Right to pass through the same as they may require, but shall not in any Manner interfere with the Pipes laid down under such Lands, or the Works connected therewith, or with the Position or Security thereof.

for Inspection of Works, but must erect Gates, and keep them locked.

XCI. And be it enacted, That the several Provisions and Enactments contained in the "Waterworks Clauses Act, 1847," with respect to the breaking up of Streets, Bridges, Sewers, Drains, and Tunnels, for the Purpose of laying Pipes, shall extend to and include as well the Streets, Bridges, Sewers, Drains, and Tunnels upon or along or crossed or intersected by the proposed Line of Mains or Pipes extending from the proposed Equalizing Tank at *Rivington* to the Reservoir at *Kensington* within the Borough of *Liverpool*, as to the Streets, Bridges, Sewers, Drains, and Tunnels within the Limits of this Act.

Provisions of 10 & 11 Vict. c. 17. as to breaking up Streets, &c. extended to this Act.

XCII. And be it enacted, That wherever in the Execution of the Works by this Act authorized to be made between the Equalizing Tank and the Reservoir at *Kensington* it may be necessary to cut through or disturb any Road, so as to render the same during the Construction of such Works dangerous or impassable, the said Mayor, Aldermen, and Burgesses shall, if required by the Persons having Control of such Road, and on being furnished by them with sufficient Land for the Formation of another substituted Road, make such substituted Road, and maintain the same in as efficient a Condition as Circumstances will permit, during the Continuance of any such Obstruction, and shall also make full Compensation for the temporary Occupation of the Lands required for the Formation of such substituted Road, the Amount thereof to be settled by Two Justices in case of Difference.

Provision as to temporary Obstruction of Roads.

XCIII. And whereas it is intended to carry the Main Pipe or Aqueduct for the Conveyance of Water for the Purposes of this Act under the Turnpike Road leading from *Liverpool* to *Ashton-in-Mackerfield* for a Distance of Nine Miles or thereabouts: And whereas during the Construction of the Works more than ordinary Damage may be occasioned to those Parts of the said Road which are not actually broken up for the Purpose of laying down such Pipe or Aqueduct; be it therefore enacted, That the said Mayor, Aldermen, and Burgesses shall pay to the said Trustees, for and in respect of the Damage which will be caused during the Progress of the Works to such

For compensating the Trustees of the Liverpool and Ashton-in-Mackerfield Turnpike Road.

such Parts of the Road as may not actually be broken up, such an Amount of Compensation as may be agreed upon between the said Mayor, Aldermen, and Burgesses and the said Trustees, or as shall, in case of Difference, be settled by Arbitration in the Manner provided by the "Lands Clauses Consolidation Act, 1845."

In constructing Works upon Roads, Corporation to abide by the Restrictions herein named.

XCIV. And be it enacted, That in the Construction of the Works upon and under the said Road the said Mayor, Aldermen, and Burgesses shall be subject to and shall abide by the following Restrictions:

It shall not be lawful for them to alter the Level of such Turnpike Road or any Part thereof:

A clear Carriageway of Five Yards at the least shall, if required by the said Trustees, be kept for the Passage of Carriages along such Road during any Interference therewith by the said Mayor, Aldermen, and Burgesses:

No greater Length than One hundred Yards shall, without the Consent of the said Trustees, be broken up at any One Place at the same Time, and the Works shall not, without such Consent, be carried on at the same Time at any other Place at a less Distance than Two hundred Yards; and in case the Trench for the Pipes or any Cutting made by the said Mayor, Aldermen, and Burgesses shall be flooded, they shall provide a Pump and Pipes to convey such Water away, and shall not cast the same upon any Part of the said Road.

Corporation to supply Water for Roadside Troughs.

XCV. And be it enacted, That the said Mayor, Aldermen, and Burgesses shall supply gratuitously and continuously Water for supplying at least Four Road-side Troughs at such Places as the said Trustees may determine, but subject nevertheless to such Restrictions as may be deemed necessary to prevent the Water from running to Waste; and if any Dispute shall arise respecting the Mode of such Restrictions the same shall be settled by Two Justices.

Corporation liable to Penalty on not complying with beforementioned Restrictions.

XCVI. And be it enacted, That if the said Mayor, Aldermen, and Burgesses, or any of their Contractors or Servants, shall act in any Manner contrary to any of the Restrictions herein-before contained relative to the said Turnpike Road, unless with the Consent of the Trustees of such Road, the said Mayor, Aldermen, and Burgesses shall forfeit and pay to the said Trustees, as or by way of ascertained Damages, the Sum of Forty Shillings, and the further Sum of Five Pounds for every Day during which the Act or Thing done or omitted to be done contrary to the Provisions aforesaid shall continue or shall remain unperformed after Notice from the said Trustees or their Surveyor.

Provisions in 10 & 11 Vict. c. 17. as to breaking up the Streets to extend to the Turnpike Road from Liverpool to Aston-in-Mackerfield.

XCVII. And be it enacted, That all the Provisions, Matters, and Things contained in "The Waterworks Clauses Act, 1847," relating to the opening or breaking up of Streets, and laying down and placing Pipes, Conduits, and other Works in and under such Streets, shall extend to and apply to the opening or breaking up of the said Turnpike Road from *Liverpool* to *Ashton-in-Mackerfield*, except so far as such Provisions, Matters, and Things are inconsistent with the Enactments herein-before contained with respect to such Turnpike Road.

XCVIII. And

Corporation to make and maintain Road in Anglezark.

XCVIII. And whereas a certain Road or Highway lying within the Township of *Anglezark* will by the Execution of the Works hereby authorized be diverted to and into the adjoining Township of *Rivington*; be it enacted, That the said Mayor, Aldermen, and Burgesses shall, at their own Costs, make, and for ever thereafter maintain in good Repair and Condition, such Part of the said Road as shall be so diverted into the said Township of *Rivington*.

Corporation to make Carriage Roads to certain Places in Rivington.

XCIX. And whereas certain Carriage Roads in the Township of *Rivington*, leading from or near a Public House called the *Blackamoor's Head* to certain Lands and Places respectively called *Little Rivington*, *Turners*, and *Allances*, will be cut off and destroyed by the Execution of the Works hereby authorized; be it therefore enacted, That the said Mayor, Aldermen, and Burgesses, before they cut off and destroy the same, at their own Expence, Costs, and Charges, shall and they are hereby required to make, construct, complete, and for ever maintain a good and substantial Carriage Road, with proper Fences thereto, from a Point in the existing Highway near *Rivington* Church to communicate at a Place near to a Farm called *Pilkingtons* on the said Plan with the said Road leading to the said Lands and Places; and the said new Road shall be completed to the Satisfaction of the Surveyor of Highways of the Township of *Rivington*, and shall for ever be and remain for the Use of the Persons who now use or are entitled to use the said Roads so cut off and destroyed as aforesaid.

Corporation to make certain Roads as shown on Plan.

C. And whereas several other Roads will by the Execution of the said Waterworks be interrupted and deviated, and new or substituted Roads are intended to be made in lieu thereof, in the Courses and Directions as shown on the said Plan; be it therefore enacted, That the said Mayor, Aldermen, and Burgesses, at their own Costs, Charges, and Expences, shall and they are hereby required to make, construct, and put into a State of good Repair, with proper Fences thereto, the said several new and substituted Roads as shown or laid down on the said Plan, and leave the same in such good Repair at the Completion of the Construction of the Works by this Act authorized.

Corporation to repair Roads used by them.

CI. And be it enacted, That if in the course of constructing the Works by this Act authorized the Mayor, Aldermen, and Burgesses shall use or interfere with any public Road not herein otherwise provided for, they shall from Time to Time make good all Damage done by them to such Road; and if any Question shall arise as to the Damage done to any such Road by the Mayor, Aldermen, and Burgesses, or as to the Repair thereof by them, such Question shall be referred to the Determination of Two Justices, and such Justices may direct such Repairs to be made in the State of such Road, in respect of the Damage done by the Mayor, Aldermen, and Burgesses, and within such Period, as they may think reasonable, and may impose on the Mayor, Aldermen, and Burgesses for not carrying into effect such Repairs any Penalty not exceeding Five Pounds *per* Day as to such Justices shall seem just; and such Penalty shall be paid to the Surveyor or other Person having the Management of the Road interfered with by the Mayor, Aldermen, and Burgesses, if a public Road,

Road, and be applied for the Purposes of such Road, or if a private Road the same shall be paid to the Owner thereof: Provided always, that in determining any such Question with regard to a Turnpike Road the said Justices shall have regard to and shall make full Allowance for any Tolls that may have been paid by the Mayor, Aldermen, and Burgesses on such Road in the course of the using thereof.

Corporation not to deviate in a certain Part of the Lands of S. Taylor, Esquire.

CII. And be it enacted, That it shall not be lawful for the Mayor, Aldermen, and Burgesses to deviate in the Parish of *Prescot* to the Northward of the proposed Line of Pipes, as shown on the Plan deposited as aforesaid, in any of the Fields and Places shown in the said Plan, and numbered from 72 to 85 inclusive, without the Consent in Writing of *Samuel Taylor* Esquire, of *Eccleston Hall*.

Nothing to authorize Corporation to take more than a certain Quantity of Land from J. P. Tempest, Esq., without Consent.

CIII. And be it enacted, That nothing in this Act or in the said recited Acts contained shall authorize or empower the said Mayor, Aldermen, and Burgesses to take a larger Quantity of the Lands of *John Plumbe Tempest* Esquire, situate in the Township of *West Derby* in the Parish of *Walton-on-the-Hill* in the County of *Lancaster*, being Part of a certain Estate called "The *Vernon's Hall* Estate," and numbered 15, 16, 17, 18, 19, 20, 21, 22, 24, 25, 26, and 27 in the said Parish on the said Plan so deposited as aforesaid, than Thirty-nine thousand eight hundred and ten square Yards, or to erect thereon any Steam Engine, Houses for Workmen, or Sheds, or to use such Land for any other Purposes than the Formation of a Reservoir or Reservoirs, and the Works connected therewith, and necessary for supplying Water to and from the same, without the Consent in Writing of the said *John Plumbe Tempest*, or the Owner or Owners for the Time being of the said Estate, for that Purpose being first had and obtained.

Mode of determining the Price to be paid to J. P. Tempest for Land and Compensation for Severance.

CIV. And be it enacted, That the said Mayor, Aldermen, and Burgesses shall and will, before taking possession of the Land of the said *John Plumbe Tempest* required for the Purposes of the said Works hereby authorized to be constructed, pay to the said *John Plumbe Tempest* such Price or Consideration for the Land so to be taken (not exceeding Thirty-nine thousand eight hundred and ten square Yards as herein-before mentioned), and also such Compensation for Damage or Injury by Severance, or of any other Description, as shall be fixed and determined by some Person to be nominated and appointed by *John Wilson Patten* Esquire, Member of Parliament, and *William Entwistle* Esquire, Member of Parliament, or either of them, by Writing under their or his Hands or Hand; and that the Arbitration and final Decision of such Person as may be appointed under the Provisions herein contained shall be made and delivered in the Manner prescribed and directed in the "Lands Clauses Consolidation Act, 1845," in the Case of an Arbitration under that Act.

For Protection of Rivington School.

CV. And whereas it is apprehended that Injury may arise from the Construction of the Works by this Act authorized to a certain School-house called *Rivington* School in the Township of *Rivington* in the County of *Lancaster*; be it therefore enacted, That if at any Time within

within Five Years from the Construction of the said Works the said Schoolhouse shall be damnified, or rendered unfit for Occupation as a School, by reason of such Works, then and in such Case the said Mayor, Aldermen, and Burgesses shall and they are hereby required, at their own Expence, on being furnished with sufficient Land for the Purpose by the Trustees or Governors of the said School, to erect thereon a Schoolhouse as convenient in all respects as the said *Rivington* Schoolhouse; and if any Difference shall arise between the said Trustees or Governors, and the said Mayor, Aldermen, and Burgesses, as to whether the said existing Schoolhouse has been damnified, or rendered unfit for Occupation as aforesaid, by reason of the Works of the said Mayor, Aldermen, and Burgesses, or as to the Sufficiency of the Schoolhouse to be erected in such Event by the said Mayor, Aldermen, and Burgesses, such Difference shall be referred to the Dean for the Time being of the Rural Deanery within which the said Township of *Rivington* is situate, whose Decision on the Question to be so submitted to him shall be final and conclusive: Provided always, that the Consideration Money for the Purchase of such Land so to be furnished by the Trustees or Governors of the said School as aforesaid, and all the Costs and Charges of and incident to the Purchase, Title, and Conveyance thereof, and also all the Costs and Expences, as well of such Trustees or Governors and such Rural Dean respectively as of the said Mayor, Aldermen, and Burgesses, attending and incident to any such Reference as aforesaid, and the Performance and Observance of any such Decision, shall be borne and paid by the said Mayor, Aldermen, and Burgesses: Provided also, that if the said Mayor, Aldermen, and Burgesses shall be called on to build a new Schoolhouse, under the Provisions herein-before contained, the Materials of the said present Schoolhouse shall become the Property of the said Mayor, Aldermen, and Burgesses, who shall have Power to sell or remove the same.

Period within which Works are to be completed.

CVI. 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 Mayor, Aldermen, and Burgesses 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.

Drains may be made for improving Land.

CVII. And be it enacted, That nothing herein contained shall prevent the Owner or Occupier of any Land from making any Drains or Soughs therein for the Improvement of the same, but without Prejudice to the Mayor, Aldermen, and Burgesses.

Owners of Land to have Right of Fishing, &c. upon Reservoirs.

CVIII. And be it enacted, That the Owner of any Land adjoining to any of the Reservoirs to be constructed under the Authority of this Act shall have the exclusive Right of Fishing, Shooting, and Sporting within or upon any such Reservoirs, so that thereby the Water or Works of or connected with such Reservoirs be not fouled or injured.

Certain Provisions of 10 & 11 Vict. c. 17. to apply only to Part of the Works.

CIX. And be it enacted, That so much of the "Waterworks Clauses Act, 1847," as relates to the following Offences, that is to say, to the Offence of bathing in any Stream, Reservoir, or Aqueduct or other Waterworks belonging to the Undertakers, or washing, throwing, or causing to enter therein any Dog or other Animal, or throwing any Rubbish, Dirt, Filth, or other noisome Thing into any such Stream, Reservoir, Aqueduct, or other Waterworks as aforesaid, or washing or cleansing therein any Cloth, Wool, Leather, or Skin of any Animal, or any Clothes or other Thing, shall apply only to any Filter Beds or Equalizing Tanks to be constructed in the Townships of *Rivington* and *Anderton* or either of them, and to any Reservoir or other Works of the Mayor, Aldermen, and Burgesses constructed or to be constructed within the Borough of *Liverpool*.

Nothing in Act to authorize Trespass or Nuisance.

CX. Provided always, and be it enacted, That nothing in this Act contained shall be held or construed to authorize any Person to trespass upon the Property of the Mayor, Aldermen, and Burgesses, or to corrupt or foul any Water of the Mayor, Aldermen, and Burgesses, or to prejudice or affect any Right or Remedy which the Mayor, Aldermen, and Burgesses may have against any Person for any Nuisance or Injury that may be occasioned by the fouling or corrupting of the Water of the said Mayor, Aldermen, and Burgesses.

Rates at which Water is to be supplied for domestic Purposes;

CXI. And be it enacted, That the Mayor, Aldermen, and Burgesses 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 Mayor, Aldermen, and Burgesses 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-closets;

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

Where the annual Value of such House shall not exceed Twenty Pounds, at a Rate *per Centum per Annum* not exceeding Five Pounds:

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

Where such annual Value shall exceed Forty Pounds but shall not exceed Eighty Pounds, at a Rate *per Centum per Annum* not exceeding Four Pounds:

Where such annual Value shall exceed Eighty Pounds but shall not exceed One hundred and sixty Pounds, at a Rate *per Centum per Annum* not exceeding Three Pounds and Ten Shillings:

Where such annual Value shall exceed One hundred and sixty Pounds, at a Rate *per Centum per Annum* not exceeding Three Pounds.

If

If there be a Water-closet or Bath 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.

When the annual Value of such Dwelling House does not exceed Ten Pounds, the Sum of Three Shillings *per Annum* for each such Bath and Water-closet:

When the annual Value of such Dwelling House exceeds Ten Pounds but does not exceed Twenty Pounds, the Sum of Four Shillings *per Annum* for each such Bath and Water-closet:

When the annual Value of such Dwelling House exceeds Twenty Pounds but does not exceed Forty Pounds, the Sum of Six Shillings *per Annum* for each such Bath and Water-closet:

When the annual Value of such Dwelling House exceeds Forty Pounds but does not exceed Eighty Pounds, the Sum of Eight Shillings *per Annum* for each such Bath and Water-closet:

When the annual Value of such Dwelling House exceeds Eighty Pounds but does not exceed One hundred and sixty Pounds, the Sum of Ten Shillings *per Annum* for each such Bath and Water-closet:

When the annual Value of such Dwelling House exceeds One hundred and sixty Pounds, the Sum of Twelve Shillings *per Annum* for each such Bath and Water-closet:

Provided always, that the Mayor, Aldermen, and Burgesses shall not be compelled to supply any Water-closet, or the Apparatus or Pipes connected therewith, which shall not be constructed in manner approved of by the Council.

CXII. 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 or Business whatsoever. Supply of Water for domestic Purposes.

CXIII. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses to supply with Water Ships or Vessels resorting to the Port of *Liverpool*, and for the greater Convenience of supplying such Ships or Vessels with Water, to lay Pipes and to erect Fountains in convenient Stations near any of the Piers, Quays, or Wharfs within the Limits aforesaid, and also in like Manner and for the like Purpose from Time to Time to lay Pipes and to erect Fountains on such Parts of the Piers, Quays, and Wharfs as the Council may think necessary, and to charge such Remuneration or Rate of Payment for the Water supplied to any Ships or Vessels as to the Council from Time to Time may seem to be reasonable, not exceeding the Rates herein-after mentioned; (that is to say,) Power to supply Ships with Water.

For One hundred Gallons or a less Quantity supplied to any such Ship or Vessel, One Shilling; and for every additional One hundred Gallons or Part of One hundred Gallons, Sixpence:

And it shall be lawful for the Council from Time to Time to make and establish such Rules and Regulations for supplying Ships or Vessels with Water as to them shall seem proper; provided that all Pipes, Fountains, or other Works required for the Purposes of this Act to be laid or erected in or upon any Land, Pier, Quay, or Wharf belonging to the Trustees of the *Liverpool* Docks or to the *Herculaneum* Dock Company shall be laid and erected in such Manner

Manner and in such Situations as shall be appointed by the Engineer or Surveyor for the Time being of the said Trustees or Dock Company.

Corporation to give Notice before entering on the Liverpool Docks for the Purposes of this Act.

CXIV. Provided always, and be it enacted, That if the said Mayor, Aldermen, and Burgesses shall be desirous of entering into or upon any of the present or future Docks, Quays, or Wharfs of the Trustees of the *Liverpool* Docks, for the Purposes of this Act, the said Mayor, Aldermen, and Burgesses, or some Person or Persons on their Behalf, shall give Thirty Days Notice in Writing to the said Trustees of the *Liverpool* Docks, or their Secretary or Surveyor for the Time being, describing the Line or Lines, Place or Places, in which they propose to lay or place any Pipes or other Works; and if the said Trustees shall require the Line or Lines, Place or Places thereof, to be varied, then the said Mayor, Aldermen, and Burgesses, their Successors or Assigns, shall cause such Pipes or other Works to be laid or placed in such other Place or Places suitable for the Purpose as the said Trustees or their Surveyor for the Time being shall previously to the Expiration of such Thirty Days describe and point out.

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

CXV. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses to supply Water obtained under the Powers of this Act and of the said first-recited Act for the public Purposes mentioned in the said first-recited Act, and also to supply any Person with Water for trading or manufacturing Purposes, or for any Purposes other than domestic Purposes, Baths, and Water-closets, or Shipping, at such Rate or Price and upon such Terms and Conditions as shall be agreed upon between the Council and the Persons desirous of having such Supply of Water.

Penalties for taking the Water of the Corporation without Agreement.

CXVI. And be it enacted, That if any Person, not having agreed to be supplied with Water by the Mayor, Aldermen, and Burgesses, shall take any Water from any Reservoir, Pipe, or Aqueduct belonging to the Mayor, Aldermen, and Burgesses, or any Pipe affixed or leading to any such Aqueduct or Reservoir, or from any Cistern or other like Place containing Water belonging to the Mayor, Aldermen, and Burgesses, he shall forfeit for every such Offence a Sum not exceeding Two Pounds.

Provisions of 10 & 11 Vict. c. 17. relating to Fire-plugs not to extend to Part of the District.

CXVII. And be it enacted, That none of the Provisions of the said "Waterworks Clauses Act" which relate to Fire-plugs shall be applicable to such Parts of the Limits of this Act as are comprised within the Borough of *Liverpool*.

Water may be taken to extinguish Fires.

CXVIII. Provided always, and be it enacted, That at any Place within the Limits of this Act it shall be lawful for all Persons supplied by the Mayor, Aldermen, and Burgesses with Water for domestic or other Purposes at all Times to take and use such Water for the Purpose of extinguishing any Fire which may happen within the said Limits, without making any Compensation for such Water.

Corporation to lay down a Stop-valve at St. Helen's.

CXIX. And whereas a Part of the Main Pipe and Works of the said Mayor, Aldermen, and Burgesses by this Act authorized are intended

to be laid within the Limits of an Act passed in the Eighth and Ninth Years of the Reign of Her present Majesty, for paving, lighting, cleansing, watering, regulating, and otherwise improving the Town of *Saint Helen's* in the County Palatine of *Lancaster*, and for establishing and regulating a Market therein; be it enacted, That the said Mayor, Aldermen, and Burgesses shall construct, lay down, and maintain a Stop-valve in such Position within the Limits of the said Act as shall be required by the Commissioners acting under and by virtue of the same, and shall keep, pay, and employ some competent Person, who shall reside within the Limits of the said Act, to attend to, regulate, and manage such Stop-valve.

Provisions of 10 & 11 Vict. c. 17. as to Fire-plugs extended to Works of Corporation in St. Helen's.

CXX. And be it enacted, That the several Clauses and Provisions of the "Waterworks Clauses Act, 1847," for the affixing of public Fire-plugs in the Mains, for the Repair of Fire-plugs, the keeping the Pipes charged with Water, the Penalties for Refusal to comply with any of the Provisions aforesaid, shall apply and be construed to apply to the Mains, Pipes, and Waterworks of the said Mayor, Aldermen, and Burgesses laid or constructed in or passing into or through the Limits of the Town of *Saint Helen's*, as defined by the said Act of the Eighth and Ninth Years of the Reign of Her present Majesty, and that the Commissioners under the said Act shall be entitled to the full Benefit and Advantage of the said several Provisions of the "Waterworks Clauses Act, 1847."

Money received for Water to be carried to Credit of Water Account.

CXXI. And be it enacted, That all Sums of Money received by virtue of the Water Rate to be levied pursuant to the first-recited Act, and all Rents and Sums of Money to be received under the Provisions of this Act, shall be carried to the Credit of the Account called "The *Liverpool* Water Account."

Power for Council to borrow Money on Security of the Revenues.

CXXII. And in order to raise Money for defraying the Expences incurred or to be incurred in carrying into effect the Powers and Provisions of this Act, be it enacted, That it shall be lawful for the Council and they are hereby authorized to borrow and take up at Interest, on the Credit of "The *Liverpool* Water Account," of and from any Person who shall be willing to advance the same, any Sum or Sums of Money not exceeding in the whole the Sum of Four hundred and eighty thousand Pounds, over and above or exclusive of any Sum or Sums of Money which may be necessary and requisite for purchasing the Waterworks, Land, Machinery, and other Property, Rights, and Privileges of the Company of Proprietors of the *Liverpool* Waterworks and of the Company of Proprietors of the *Liverpool and Harrington* Waterworks, or of either of them, under the Provisions herein-before contained; and for securing the Repayment of such Sum or Sums of Money, with Interest at a Rate not exceeding Five Pounds *per Centum per Annum*, the Council may mortgage and assign over the said "*Liverpool* Water Account" or any Part thereof, or any Monies accruing and by this Act authorized or directed to be paid thereto, or any Part thereof, to the Person who shall advance such Money, or his Trustee.

Provisions of first-recited Act as to Money borrowed upon Mortgage, to apply to Mortgages under this Act.

CXXIII. And be it enacted, That all the Provisions of the said first-recited Act with regard to any Money to be raised and borrowed and charged upon and secured by Mortgage of the Water Rate by that Act authorized, and which are respectively contained in and comprised between the One hundred and eighty-fifth and the One hundred and ninety-sixth Sections of the same Act, both inclusive, shall be held and taken to apply to all Mortgages, Bonds, and Assignments under the Powers and Provisions of this Act, as fully as if the same were herein repeated and re-enacted.

Council to establish a Depreciation Fund.

CXXIV. And be it enacted, That it shall be lawful for the Council and they are hereby required annually to set apart, from and out of any surplus Monies appearing upon the then yearly Balance of the said *Liverpool* Water Account, a Sum not exceeding One Pound *per Centum per Annum* upon the Amount raised and borrowed for the Purposes of this Act, together with the Amount of any former Surplus then remaining; and the Sum or Sums so set apart shall be carried to an Account to be called "The Depreciation Fund," and such Depreciation Fund shall be from Time to Time applicable to the Redemption of Mortgages, and the Restoration and Improvement of the Works by this Act authorized, and to no other Purpose whatsoever.

Charges for Water to be regulated so as not to exceed Expences incurred.

CXXV. And be it enacted, That the Council shall from Time to Time so regulate the Rates and Charges to be made for the Supply of Water under the Provisions of this Act that the Amount of such Rates and Charges, with the Aid of the Water Rate to be levied under the first-recited Act, shall be as near as may be sufficient to pay the Interest upon any Money borrowed on the Credit of the said Water Rate and of the Money from Time to Time borrowed for the several Purposes of this Act, together with the Costs of managing and conducting the Works by this Act and the said first-recited Act authorized to be made and purchased, and such further Sum (not exceeding One Pound *per Centum per Annum* on the Money borrowed) as is authorized to be set apart under the Provisions hereinbefore contained; and if in any Year the Amount received shall be more than sufficient for all the Purposes aforesaid, the Council shall and they are hereby required to make a proportionate Reduction in the Rents and Charges to be in the next Year made in respect of Water supplied under and by virtue of this Act.

Abstract of Accounts to be filed with Clerk of Peace;

CXXVI. And be it enacted, That an Abstract of the said "*Liverpool* Water Accounts" shall be annually transmitted by the Treasurer under this Act to the Clerk of the Peace for the Borough, to be by him filed with the Records of the Court of Quarter Sessions; and it shall be lawful for any Person to inspect such Abstract, and to take Copies thereof or Extracts therefrom, paying to the Clerk of the Peace One Shilling for every such Inspection, and the Sum of Sixpence for every One hundred Words of such Copy or Extract.

and to be laid before the next Court of

CXXVII. And be it enacted, That the Clerk of the Peace shall lay such Abstract before the Recorder of the Borough at the Quarter Sessions which shall be holden next after such Clerk of the Peace shall

shall have received the same; and it shall be lawful for the Recorder, on the Application of any Person supplied with Water by the Mayor, Aldermen, and Burgesses, to appoint a competent Accountant to examine the said *Liverpool* Water Accounts, and all Vouchers, Papers, and Books relating thereto, which Vouchers, Papers, and Books the said Treasurer is hereby required freely to produce for the Purpose of such Examination, and such Accountant shall report to the said Recorder the Result of such Examination; and it shall be lawful for the Recorder to make an Order upon the Treasurer of the Borough Fund of the Borough for the Payment of such Sum byway of Remuneration to the Accountant as he shall think fit. Quarter Sessions.

CXXVIII. And be it enacted, That it shall be lawful for the said Recorder to examine such Accountant upon Oath, and also any other Witnesses, touching the Truth of the said Report and Accounts; and if it shall appear to the said Recorder from such Report and Examination that the Receipts for Water in and for the Year comprised in such Accounts shall have been more than sufficient to pay the Interest on the Money borrowed for the Purposes of this Act, together with the Cost of managing and conducting the Works by this Act and the said first-recited authorized to be made and purchased, and such further Sum, not exceeding One Pound *per Centum per Annum* on the Money borrowed, as is authorized to be set apart under the Provision herein-before contained, it shall be lawful for the Recorder to make an Order upon the Council to make a Reduction in the Rents and Charges for Water, or any of them, for the then next Year, as to him shall seem reasonable, so that the same shall be sufficient to produce a Sum as near as may be equal to but not less than the Amount required for such Purposes, and any extraordinary Sum which the Mayor, Aldermen, and Burgesses may be liable to pay in such Year under the Provisions of this Act. In certain Events Recorder may order a Reduction in Charges.

CXXIX. And be it enacted, That the Justices by whom any Penalty or Forfeiture shall be imposed shall, where the Application thereof is not otherwise provided for, award the same, if the Offence shall have been committed or Forfeiture incurred within the Borough, to the Mayor, Aldermen, and Burgesses, to be by them used and applied to the Purposes of this Act, as to the Council shall appear fit; and if the Offence shall have been committed or Forfeiture incurred beyond the Limits of the Borough, then to the Overseers of the Poor of the Parish or other Place maintaining its own Poor wherein such Offence shall have been committed, and shall order the same to be paid over to the proper Officer for that Purpose. Application of Penalties.

CXXX. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,) Interpretation of Act.

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

The

The Words "Superior Courts" shall mean Her Majesty's Superior Courts of Record at *Westminster*, and shall include the Court of Common Pleas at *Lancaster*:

The Expression "Two Justices" shall be understood to mean Two Justices assembled and acting together in Petty Sessions, or One Stipendiary or Police Magistrate:

The Word "Borough" shall mean the Borough of *Liverpool* as enlarged and extended by the Act for the Regulation of Municipal Corporations in *England* and *Wales*:

The Words "Mayor, Aldermen, and Burgesses" shall mean the Mayor, Aldermen, and Burgesses of the Borough of *Liverpool*:

The Word "Council" shall mean the Council of the Borough of *Liverpool*.

Act may be amended, &c.

CXXXI. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.

Expences of Act.

CXXXII. And be it enacted, That the Costs, Charges, and Expences attending or incident to the obtaining and passing of this Act shall be paid by the Council out of the first Monies which shall come to their Possession under the Provisions of this Act.

Public Act.

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

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