ANNO DECIMO TERTIO & DECIMO QUARTO

VICTORIÆ REGINÆ.

****

Cap. lxxv.

An Act for better supplying with Water the Borough of *Salford*, and for the further Improvement of the said Borough. [29th *July* 1850.]

WHEREAS an Act was passed in the Eleventh Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for better cleansing, lighting, watching, regulating, and improving the Town of* Salford *in the County Palatine of* Lancaster, whereby certain Persons qualified as therein mentioned were appointed Commissioners for executing the Powers and Provisions therein contained, and which Act is herein-after referred to as the "first-recited Improvement Act:" And whereas Her present Majesty, by the Advice of Her Privy Council, by certain Letters Patent under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, bearing Date the Sixteenth of *April* in the Seventh Year of the Reign of Her said Majesty, granted that the Inhabitants of the Borough of *Salford* resident within the Districts comprised within the Boundaries of the Township of *Salford*, and that Part of the Township of *Broughton* which lies on the South Side of the River *Irwell* in the County Palatine of *Lancaster*, and their Successors, should be for ever thereafter a Body Politic and Corporate in Deed, Fact, and Name, and

11 G. 4. & 1 W. 4. c. 8.

Charter of Incorporation to the Borough of Salford.

that the said Body Corporate should be called "The Mayor, Alder- " men, and Burgesses of the Borough of *Salford* in the County of " *Lancaster*," and should have perpetual Succession and a Common Seal, and should be governed by a Council, to be elected in manner therein mentioned: And whereas an Act was passed in the Seventh Year of the Reign of Her present Majesty, intituled *An Act for opening certain Streets and otherwise improving the Town of* Salford, *and for amending an Act passed in the Eleventh Year of the Reign of His Majesty King* George *the Fourth, for better cleansing and improving the Town of* Salford *in the County Palatine of* Lancaster, whereby the Powers of the said Commissioners were amended and enlarged, and which Act is herein-after referred to as the "second-recited Improvement Act:" And whereas by the last-recited Act it was enacted, that the Commissioners acting under the Powers of the first-recited Improvement Act and that Act should, on or before the Twenty-fourth Day of *June* One thousand eight hundred and forty-five, at a Meeting to be duly called for that Purpose, transfer in Writing under the Hands of not less than Nine Commissioners, and under their Corporate Seal, all the Powers, Authorities, Rights, and Privileges, and all the Lands, Messuages, Buildings, and other Hereditaments, Monies, Bonds, Covenants, Debts, Liabilities, Deeds, Books, Writings, Maps, Plans, and Real and Personal Estate whatsoever, which were then held, exercised, and enjoyed under or by virtue of that Act or the first-recited Improvement Act, to the Body Corporate created by the said Charter, and such Body Corporate was authorized to take and hold the said Estate, and should thenceforth be a Trustee for executing by the Council of the Borough the several Powers and Provisions of such Acts: And whereas a Special General Meeting of the Commissioners appointed for carrying into execution the first and second recited Improvement Acts was duly called and held on the Eleventh Day of *September* in the Year of our Lord One thousand eight hundred and forty-four, at which it was resolved that the Commissioners should transfer to the Mayor, Aldermen, and Burgesses of the Borough of *Salford* all the Powers and Property vested in the Commissioners: And whereas by an Indenture or Deed of Transfer, dated the Eleventh Day of *September* in the Year of our Lord One thousand eight hundred and forty-four, all the Powers, and all the Lands, Messuages, Buildings, and other Real and Personal Estate whatsoever, of the Commissioners, were transferred and assigned unto the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, and their Successors, to the Intent that such Mayor, Aldermen, and Burgesses, and their Successors, should thenceforth be the Trustee for executing by the Council of the Borough of *Salford* the several Powers and Provisions of the said recited Improvement Acts: And whereas an Act was passed in the Tenth and Eleventh Years of the Reign of Her present Majesty,

7 & 8 Vict. c. 33.

Deed of Transfer, dated 11th Sept. 1844.

Majesty, intituled *An Act to enable the Mayor, Aldermen, and Burgesses of the Borough of* Manchester *in the County of* Lancaster *to construct Waterworks for the supplying of the said Borough and several Places on the Line of the said intended Works with Water, and for other Purposes*, the Short Title of which Act is "The *Manchester* Corporation Waterworks Act, 1847:" And whereas by the said last-mentioned Act the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* were authorized and empowered to purchase all the Estate and Interest of the Company of Proprietors of the *Manchester and Salford* Waterworks of and in the whole of the Lands, Reservoirs, Buildings, Mains, Pipes, and other Works, and Stock in Trade, and Property, of whatever Kind, which might belong to or be vested in the said Company of Proprietors at the Time which might be agreed upon for such Purchase: And whereas the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, in pursuance of the Provisions of the said last-recited Act, have agreed to purchase the Estate and Interest of the said Company of Proprietors of and in the said Lands, Reservoirs, Buildings, Mains, Pipes, and other Works, and Stock in Trade and Property, as from the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one: And whereas by the "*Manchester* Corporation Waterworks Act, 1847," it was among other things enacted, that in case the Mayor, Aldermen, and Burgesses of the Borough of *Salford* should at any Time thereafter, under and by virtue of any Act of Parliament, be authorized and empowered to purchase in Bulk and to distribute Water for domestic, public, and other Purposes throughout the Municipal Borough of *Salford*, and in consideration of their so purchasing and distributing Water to make and levy compulsory Rates within and upon the Borough of *Salford*, it should be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* and they were thereby required, within Six Months Time after the Service upon them of a Notice in Writing signed by the Town Clerk of the Borough of *Salford*, to sell and transfer to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, at such Price as should be mutually agreed upon by and between the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* and the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, or in case of Disagreement by Arbitration, under "The Lands Clauses Consolidation Act, 1845," all the Estate and Interest of the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* of and in the whole of the Mains, Pipes, and other Works, and Stock in Trade, which should be laid down or should be situate, lying, and being within the Borough of *Salford*, and which should belong to or be vested in the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* at the Time of such Sale and Transfer; and that from and after such Sale and Transfer of the Mains, Pipes, Works, and Stock

10 & 11 Vict. c. 203.

Stock in Trade, as before mentioned, all the Water to be supplied to the Mayor, Aldermen, and Burgesses of the Borough of *Salford* by the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, under the Provisions of the Act now in recital, should be so supplied from Day to Day in Bulk and at high Pressure, and should be of the same Quality as the Water which from Time to Time should be distributed in the Borough of *Manchester* by the Mayor, Aldermen, and Burgesses thereof, and should be sold to the Mayor, Aldermen, and Burgesses of the Borough of *Salford* at a Price to be mutually agreed upon not exceeding Three-pence for One thousand Gallons, or at such lower Price as should be determined in manner therein mentioned; and that from and after such Sale and Transfer as last aforesaid the Mayor, Aldermen, and Burgesses of the Borough of *Salford* should be required to take and purchase from the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* One million Gallons of Water for each and every Day, and the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* were thereby required to supply and sell to the said Mayor, Aldermen, and Burgesses of the Borough of *Salford* the said One million Gallons *per* Day, and also from Time to Time, at the Expiration of One Month after the Service upon them of a Notice in Writing signed by the Town Clerk of the Borough of *Salford*, such additional Quantity of Water as, inclusive of the said Million Gallons, should not exceed Two million Gallons *per* Day, as the Mayor, Aldermen, and Burgesses of the Borough of *Salford* should specify and demand in their said Notice: And whereas the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* are willing to sell and convey, or to sell and concur in the Transfer and Conveyance by the Company of Proprietors of the *Manchester and Salford* Waterworks to the said Mayor, Aldermen, and Burgesses of the Borough of *Salford*, of all the Estate and Interest so agreed to be purchased by them the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* of and in the Mains, Pipes, Works, and Stock in Trade of the said Company of Proprietors situate within the Limits of the Borough of *Salford*, and it has been agreed by and between the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, and the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, that in lieu of supplying such Quantities of Water during such Periods and at such Prices as are specified in the said *Manchester* Corporation Waterworks Act, 1847, the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* will supply to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, from and after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one, such Quantities of Water during such Periods, and in consideration of such annual Sums payable by the said Mayor, Aldermen, and Burgesses of the Borough of *Salford*, as are herein-after respectively mentioned: And whereas an Act was

passed in the Eleventh and Twelfth Years of the Reign of Her present Majesty, intituled *An Act to alter, amend, and enlarge the Powers and Provisions of the* Manchester *Corporation Waterworks Act*, 1847, the short Title of which Act is "The *Manchester* Corporation Waterworks Amendment Act, 1848:" And whereas it would be a great public Advantage if the Mayor, Aldermen, and Burgesses of the Borough of *Salford* were authorized and empowered to purchase in Bulk and to distribute Water for domestic, public, and other Purposes throughout the Municipal Borough of *Salford*, and in consideration of their so purchasing and distributing Water to make and levy the Rates herein-after mentioned within the Borough of *Salford*, and if for such Purpose they were authorized and empowered to purchase from the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* all the Mains, Pipes, Works, and Stock in Trade of the Company of Proprietors of the *Manchester and Salford* Waterworks which are situate within the Limits of the Borough of *Salford*, and which by the said "*Manchester* Corporation Waterworks Act, 1847," are authorized to be purchased by the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester*: And whereas the Powers at present possessed by the Mayor, Aldermen, and Burgesses of the Borough of *Salford* for paving, cleansing, lighting, and otherwise regulating and improving the said Borough of *Salford* have been found defective: And whereas it is expedient that the Powers and Provisions of the said recited Improvement Acts should be altered, amended, and enlarged, and that further and additional Powers should be given to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, and that the Provisions of this Act, and of the said first-recited Improvement Act, and the said second-recited Improvement Act, so far as the same are unrepealed, and are not inconsistent with the Provisions of this Act, should be applied to the whole of the District comprised within the Boundaries of the Municipal Borough of *Salford*: And whereas the several Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Clauses, Provisions, Matters, and Things in the said recited Improvement Acts contained, so far as the same are now unrepealed and in force, and except such of them or such Parts thereof as are hereby altered, varied, or repealed, or are inconsistent with the Provisions of this Act, or of the Acts or Portions of Acts incorporated therewith, shall extend to this Act, and shall be in force in respect of the Objects and Purposes of this Act, as fully and effectually, to all Intents and Purposes, as if the same Clauses, Provisions, Matters, and Things were re-enacted in this Act with reference to the Objects

11 & 12 Vict. c. 101.

Provisions of recited Acts extended to this Act.

and Purposes thereof, and as though the Mayor, Aldermen, and Burgesses of the Borough of *Salford* were named in the said Acts, in lieu of the Commissioners thereby appointed for carrying the same into execution, and the said recited Improvement Acts and this Act shall be (except as aforesaid) read and construed together as One Act.

Certain Provisions of recited Improvement Acts repealed.

II. And be it enacted, That all the Clauses and Provisions in the said recited Improvement Acts or either of them contained, with reference to the Nomination and Appointment or Election and Qualification of Commissioners for putting the same into execution, or for dividing the Town of *Salford* into Districts for the Purpose of such Election, or with reference to the Incorporation of such Commissioners, or to the Meetings of such Commissioners, and the Mode of conducting Proceedings thereat, or to the Publication of the Accounts of such Commissioners, or to the Payment of Monies to the Treasurer of such Commissioners, shall be and the same are accordingly hereby repealed.

Limits of the Act.

III. And be it enacted, That, subject to the Provisions herein-after contained, this Act shall extend to and include the Township of *Salford*, and so much and such Part of the Township of *Broughton* as lies on the South Side of the River *Irwell*, being the Limits of the Municipal Borough of *Salford* as described in the recited Charter, which Limits shall for the Purposes of this Act be deemed and taken to be the Borough of *Salford*, and all the Powers, Provisions, and Authorities in this Act contained shall extend to and be executed and put in force within such Limits or Boundaries.

Council to carry this Act into execution.

IV. And be it enacted, That all the Powers, Privileges, and Authorities hereby or by the said recited Acts or any of them conferred on the Mayor, Aldermen, and Burgesses of the Borough of *Salford* shall be held, exercised, and enjoyed by the Council of the said Borough for the Time being, and all Acts and Deeds of the said Council shall be valid and effectual for all the Purposes of this Act and of the said first and second recited Improvement Acts, and of the Acts or Portions of Acts herein-after incorporated with this Act respectively.

Corporation of Manchester to convey Pipes, &c. in Salford to the Corporation of Salford.

V. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* and they are hereby required, from and after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one, to sell, transfer, and convey to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, in consideration of such annual Sums to be paid by the said last-mentioned Mayor, Aldermen, and Burgesses as are herein-after mentioned, all the Estate and Interest of the said Mayor,

Aldermen, and Burgesses of the Borough of *Manchester* of and in the whole of the Mains, Pipes, and other Works and Stock in Trade which shall then be laid down, or situate, lying, or being within the Borough of *Salford*, and which shall belong to or be vested in or be agreed to be purchased by the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, at the Time of such Sale, Transfer, and Conveyance.

Upon the Execution of the Conveyance, Pipes to be vested in the Corporation of Salford.

VI. And be it enacted, That from and immediately after the Execution of such Transfer and Conveyance all the Estate and Interest of the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, and of the Company of Proprietors of the *Manchester and Salford* Waterworks, of and in the Mains, Pipes, and other Works and Stock in Trade which shall be laid down, or situate, lying, or being within the Borough of *Salford*, and which shall belong to or be vested in or be agreed to be purchased by the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, at the Time of such Transfer and Conveyance, shall by virtue of this Act be absolutely vested in the Mayor, Aldermen, and Burgesses of the Borough of *Salford*.

Manchester and Salford Waterworks Company may convey to Corporation of Salford.

VII. And be it enacted, That it shall be lawful for the Company of Proprietors of the *Manchester and Salford* Waterworks, with the Consent of the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, and the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, to transfer and convey to the said Mayor, Aldermen, and Burgesses of the Borough of *Salford* all the Estate and Interest of and in any Mains, Pipes, Works, or Stock in Trade within the Limits of the Borough of *Salford* which they have agreed to sell to the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, in lieu of conveying the same to the said last-mentioned Mayor, Aldermen, and Burgesses; and in the event of such Transfer and Conveyance being made to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, by the Company of Proprietors of the *Manchester and Salford* Waterworks, with such Consent as aforesaid, the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* shall not be required to make any such Transfer and Conveyance as herein-before provided to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, but upon such Transfer and Conveyance being made to the said Mayor, Aldermen, and Burgesses of the Borough of *Salford*, by the Company of Proprietors of the *Manchester and Salford* Waterworks, all the Mains, Pipes, Works, and Stock in Trade comprised in such Transfer and Conveyance shall be vested in the said Mayor, Aldermen, and Burgesses of the Borough of *Salford*, as fully and effectually, to all Intents and Purposes, as if the Company of Proprietors of the *Manchester and Salford* Waterworks had in the first instance transferred and conveyed all their Estate and Interest of and

in

in such Mains, Pipes, and Works and Stock in Trade to the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, and the said last-mentioned Mayor, Aldermen, and Burgesses had afterwards, by virtue of this Act, transferred and conveyed the same to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*.

Conveyance to be by Deed duly stamped.

VIII. And be it enacted, That such Transfer and Conveyance, whether made by the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, or by the Company of Proprietors of the *Manchester and Salford* Waterworks, with the Consent aforesaid, shall be by Deed duly stamped, and shall be expressed to be in consideration of the annual Sums by this Act made payable from the Mayor, Aldermen, and Burgesses of the Borough of *Salford;* and such Deed shall be under the Common Seal of the conveying Body, or under the Common Seals of the conveying and consenting Bodies respectively, as the Case may be, according to the Form in the Schedule A. to this Act annexed, or to the like Effect.

Power to the Borough of Salford to purchase Water in Bulk.

IX. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Salford* and they are hereby authorized and empowered to purchase Water in Bulk from the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, and to distribute the same for domestic, public, and other Purposes throughout the Borough of *Salford*.

Certain Quantities of Water to be supplied by the Mayor, &c. of the Borough of Manchester to the Mayor, &c. of the Borough of Salford in Bulk.

X. And be it enacted, That from and immediately after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* shall and they are hereby required to supply daily to the said Mayor, Aldermen, and Burgesses of the Borough of *Salford* such Quantities of Water, and during such Periods and in such Manner as are herein-after respectively mentioned; (that is to say,) from and after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one, up to and including the First Day of *January* which will be in the Year One thousand eight hundred and fifty-six, One million Gallons of Water daily; from and after the said First Day of *January* which will be in the Year One thousand eight hundred and fifty-six, up to and including the First Day of *January* which will be in the Year One thousand eight hundred and fifty-eight, One million two hundred and fifty thousand Gallons of Water daily; and from and after the said First Day of *January* which will be in the Year One thousand eight hundred and fifty-eight, One million five hundred thousand Gallons of Water daily for ever; and such Water shall be supplied in Bulk, and be continuously supplied to and into the Pipes of the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, and with such

Pressure

Pressure as will make the Water reach the Top Story of the highest House within the said Borough of *Salford*, and shall be of the same Quality as the Water which from Time to Time shall be distributed in the Borough of *Manchester* by the Mayor, Aldermen, and Burgesses thereof.

After Notice from the Corporation of Salford, an Apparatus for measuring Water is to be erected by the Corporation of Manchester.

XI. And be it enacted, That the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* shall and they are hereby required, within Six Months from the Service of a Notice in Writing under the Hand of the Town Clerk for the Time being of the Borough of *Salford*, to provide, construct, erect, and maintain a good and sufficient Apparatus for correctly measuring the Quantity of Water actually supplied by the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* to and into the Pipes of the said Mayor, Aldermen, and Burgesses of the Borough of *Salford;* and in case any Dispute shall arise as to the Construction, Erection, Maintenance, Sufficiency, or Correctness of such Apparatus, or the Quantity of Water daily supplied or to be supplied by the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, in manner provided by this Act, every such Dispute shall from Time to Time and as often as the same shall arise be referred to Arbitration in the Manner provided by the Railways Clauses Consolidation Act, 1845, for which Purpose the Clauses of the said Act with respect to the Settlement of Disputes by Arbitration shall be incorporated with this Act, and such Clauses shall be construed as if the Words "Mayor, Aldermen, and Burgesses of the Borough of *Salford*" had been inserted therein instead of the Word "Company," and as if the Words "Town Clerk of the Borough of *Salford*" had been inserted therein instead of the Word "Secretary;" and the Expenses of constructing, erecting, and maintaining such Apparatus, and of superintending and regulating the Measurement of the Water to be daily supplied by the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, under the Provisions of this Act, shall be borne and defrayed in equal Proportions by the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* and the said Mayor, Aldermen, and Burgesses of the Borough of *Salford* respectively; and the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* and the said Mayor, Aldermen, and Burgesses of the Borough of *Salford* respectively, by their Agents for the Time being, shall have free Access at all Times to such Apparatus, for the Purpose of inspecting the same, and recording the Registrations thereof.

The Consideration for the Purchase

XII. And be it enacted, That the Consideration for the Purchase of the Estate and Interest of the Mayor, Aldermen, and Burgesses of the

of Mains, &c. to be an annual Sum.

the Borough of *Manchester* of and in the Mains, Pipes, and other Works and Stock in Trade situate within the Borough of *Salford* belonging to or agreed to be purchased by the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, and for such Supply of Water by the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, as aforesaid, shall be such annual Sums of Money payable by the Mayor, Aldermen, and Burgesses of the Borough of *Salford* during such Periods and in such Manner as are herein-after respectively mentioned; that is to say, from and after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one, up to and including the First Day of *January* which will be in the Year One thousand eight hundred and fifty-six, an annual Sum of Five thousand five hundred and sixty-two Pounds and Ten Shillings; from and after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-six up to and including the First Day of *January* which will be in the Year One thousand eight hundred and fifty-eight, an annual Sum of Six thousand Pounds; and from and after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-eight, an annual Sum of Six thousand five hundred Pounds in perpetuity; such annual Sums respectively to be paid by equal quarterly Payments on the First Day of *April*, the First Day of *July*, the First Day of *October*, and the First Day of *January* in each and every Year; the First quarterly Payment of the said annual Sum of Five thousand five hundred and sixty-two Pounds Ten Shillings to be made on the First Day of *April* which will be in the Year One thousand eight hundred and fifty-one, the First quarterly Payment of the said annual Sum of Six thousand Pounds to be made on the First Day of *April* which will be in the Year One thousand eight hundred and fifty-six, and the First quarterly Payment of the said annual Sum of Six thousand five hundred Pounds to be made on the First Day of *April* which will be in the Year One thousand eight hundred and fifty-eight; and such annual Sums shall constitute a Charge on the Borough Fund of the said Borough of *Salford*, and on the Borough Rate of the same Borough, and on the Water Rates and Rents payable to the Mayor, Aldermen, and Burgesses of the same Borough, by virtue of this Act, in priority to any Mortgage Charge on the same Fund, or on the same Rates and Rents respectively to be created under this Act or under any Act or Acts of Parliament which may be passed subsequently to the passing of this present Act, and the same shall be from Time to Time paid by the Treasurer of the Borough as the same shall become payable; and if at any Time such annual Sums or any Part thereof respectively be not paid within Thirty Days after the same shall become payable, then, in addition to any other Remedy consequent upon such Charge, the

same, together with Interest thereon at the Rate of Five Pounds *per Centum per Annum* from the Day when the same became payable, shall be recoverable from the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, with Costs of Suit, by Action of Debt in any of the Superior Courts, or by Distress of the Goods and Chattels of the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, which Distress may be managed, sold, and disposed of in like Manner, and with the like Powers in relation thereto, as Distresses for Rent reserved on common Demise are, or for the Time being may by Law be, managed, sold, and disposed of; and if at any Time such annual Sums or any Part thereof respectively be not paid within Twelve Calendar Months after the same shall become payable, together with Interest thereon at the Rate aforesaid from the Day when the same became payable, and after Demand thereof in Writing, the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* may, without Prejudice to any Remedies to which they would otherwise be entitled for the Recovery thereof, require the Appointment of a Receiver by Application to Two Justices; and on any such Application such Justices may by Order in Writing, after hearing the Parties, appoint some Person to receive the whole or a competent Part of the Borough Rate of the said Borough of *Salford*, and of the Water Rates and Rents payable to the Mayor, Aldermen, and Burgesses thereof by virtue of this Act, until the said annual Sums respectively, as the Case may be, and the Arrears thereof respectively, and the Interest thereon respectively, together with all Costs, including the Charges of receiving the Rates and Rents aforesaid, be fully paid; and upon such Appointment being made all such Rates and Rents as aforesaid, or such Part thereof as may be ordered by the said Justices, shall be paid to the Person so to be appointed, and the Money so paid shall be so much Money received by or to the Use of the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*; and after such annual Sums, and the Arrears thereof, and the Interest thereon, shall have been received, the Power of such Receiver shall cease, and such Receiver shall during the Continuance of his Powers have free Access to the Rate Books and Books of Account of the Mayor, Aldermen, and Burgesses of the Borough of *Salford*: Provided always, that the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* shall not have any Lien upon the said Mains, Pipes, and other Works, and Stock in Trade, to be transferred to the Mayor, Aldermen, and Burgesses of the Borough of *Salford* as aforesaid, in respect of such annual Sums.

The Corporation of Salford may require the Delivery of an additional

XIII. Provided always, and be it enacted, That if at any Time after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one the respective Quantities of Water herein-before required to be delivered by the Mayor, Aldermen, and Burgesses

Quantity of Water up to Two million Gallons per Diem.

Burgesses of the Borough of *Manchester* to the Mayor, Aldermen, and Burgesses of the Borough of *Salford* shall be found insufficient for the Purposes of this Act, it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, by Notice in Writing under the Hand of the Town Clerk of the Borough of *Salford*, to require the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* to sell, supply, and deliver to the Mayor, Aldermen, and Burgesses of the Borough of *Salford* such additional Quantity of Water daily (not exceeding in the whole, inclusive of the Water then being delivered under the Provisions herein-before contained, the Quantity of Two million Gallons daily) as in such Notice shall be mentioned; and the said Mayor, Aldermen, and Burgesses of the Borough of *Manchester* shall and they are hereby required, at or before the Expiration of Six Months from the Service of such Notice, to sell, supply, and deliver daily the additional Quantity in such Notice mentioned, at such Price not exceeding Three-pence *per* thousand Gallons as may be determined by any Arbitrator whom the Commissioners of Her Majesty's Board of Trade in that Behalf shall appoint, and such additional Quantity of Water shall be supplied and delivered of like Quality, and in like Manner, in all respects, and the Price thereof shall be payable in the same Manner, and be subject to the like Remedies for the receiving or enforcing the Payment thereof, as is herein-before provided in reference to the several other Quantities herein-before mentioned, and the said several Annuities herein-before made payable in respect thereof.

The Powers of the Corporation of Manchester to supply Water within the Borough of Salford to cease.

XIV. And be it enacted, That from and after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one it shall not be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* to use and exercise any of the Powers, Authorities, Rights, and Privileges which at that Time may be vested in the said last-mentioned Mayor, Aldermen, and Burgesses under and by virtue of the "*Manchester* Corporation Waterworks Act, 1847," or the "*Manchester* Corporation Waterworks Amendment Act, 1848," or which are by the said Acts or either of them declared to become vested in them after the Purchase of the Estate and Interest therein mentioned of the Company of Proprietors of the *Manchester and Salford* Waterworks within the Limits of the Borough of *Salford*, save and except for the Purpose of supplying Water to Districts lying beyond the Limits of the same Borough, which the said last-mentioned Mayor, Aldermen, and Burgesses, under and by virtue of the several Acts of Parliament relating thereto, are empowered to supply with Water after such Purchase from the said Company of Proprietors, for which Purpose, and for which Purpose only, all such Powers, Authorities, Rights, and Privileges shall be exercised by the said last-mentioned Mayor, Aldermen, and Burgesses within the

the Limits of the Borough of *Salford*, as fully to all Intents and Purposes as if this Act had not been passed: Provided always, that nothing in this Act contained shall be deemed or construed to give the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* any Right or Title to use for the Purposes last aforesaid any of the Mains, Pipes, or other Works situate in the Borough of *Salford* which for the Time being shall belong to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*.

Existing Contracts for supplying Water in Salford to operate in favour of and against the Mayor, &c. of Salford.

XV. And be it enacted, That from and after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one all Contracts, Engagements, Agreements, Conveyances, Leases, Covenants, Indemnities, and Liabilities *bonâ fide* made or entered into with or by the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, or with or by the Company of Proprietors of the *Manchester and Salford* Waterworks, prior to the passing of this Act, with reference or in relation to a Supply of Water to any House or other Building within the Borough of *Salford*, shall be and remain as valid and effectual in favour of and against the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, and may be proceeded on and enforced in the same Manner by or against the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, to all Intents and Purposes as if the Mayor, Aldermen, and Burgesses of the Borough of *Salford* had been Parties to or had executed or entered into the same, or had been named or referred to therein.

Actions, &c. not to abate.

XVI. And be it enacted, That no Action, Suit, Prosecution, or other Proceeding whatsoever shall after the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one be commenced by or against the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, or by or against the said Company of Proprietors of the *Manchester and Salford* Waterworks, for or in respect of such last-mentioned Contracts, Engagements, Agreements, Conveyances, Leases, Covenants, Indemnities, and Liabilities: Provided always, that no Action, Suit, Prosecution, or other Proceeding whatsoever commenced by or against the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, or against the Company of Proprietors of the *Manchester and Salford* Waterworks, previously to the said First Day of *January* which will be in the Year One thousand eight hundred and fifty-one, shall abate or be discontinued or prejudicially affected by reason of the passing of this Act, but the same shall continue and take effect in favour of or against the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, or the said Company of Proprietors, as the Case may be, in the same Manner in all respects as the same would have continued and taken effect if this Act had not been passed; and any Penalty to which any Person may

have become liable by reason of any Offence against the Provisions of "The *Manchester* Corporation Waterworks Act, 1847," or "The *Manchester* Corporation Waterworks Amendment Act, 1848," or any of the Acts relating to the said *Manchester and Salford* Waterworks, previously to the said First Day of *January* which will be in the Year One thousand eight hundred and fifty-one, shall and may be sued for and recovered in the Mode provided by such Acts, and all Offences which may have been committed previously to the same First Day of *January* against the Provisions of such Acts 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 this Act had not been passed.

Mode of adjusting Accounts between the Corporations of Salford and Manchester.

XVII. And be it enacted, That in case on or before the First Day of *January* which will be in the Year One thousand eight hundred and fifty-one the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* shall have received or be entitled to receive any Rent in advance for any Water to be supplied within the Limits of the Borough of *Salford* under the "*Manchester* Corporation Waterworks Act, 1847," and "*Manchester* Corporation Waterworks Amendment Act, 1848," or either of them, which shall not have been then actually supplied, such Rents so received, or a proportionate Part thereof from the said First Day of *January* One thousand eight hundred and fifty-one, shall belong to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, and shall, after deducting the reasonable Costs of Collection, be accounted for and paid to them accordingly by the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*; and in case on the said First Day of *January* which will be in the Year One thousand eight hundred and fifty-one any Water shall have been supplied within the Limits of the Borough of *Salford* under the said last-mentioned Acts or either of them, or under the Acts relating to the said *Manchester and Salford* Waterworks, which shall not have been paid for, the Rent for the same, or a proportionate Part of such Rent up to the said First Day of *January* One thousand eight hundred and fifty-one, shall belong to the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*, but the same nevertheless shall, after deducting the reasonable Costs of Collection, be accounted for and paid by them to the Mayor, Aldermen, and Burgesses of the Borough of *Manchester*.

Council may make "Domestic Water Rate."

XVIII. And be it enacted, That it shall be lawful for the Council, once in every Year, or oftener if it shall appear to them expedient, having reference to the Obligations already incurred or hereafter to be incurred by them in relation to the Supply of Water within the Borough, or for sanitary Purposes, to cause a Rate, to be called "The Domestic Water Rate," to be made and levied upon the Occupiers of

all Dwelling Houses, and Buildings used as Dwelling Houses, and of the several Gardens or Land thereunto respectively belonging, within the Borough, according to the full net annual Value thereof; and the said Rate shall from Time to Time be collected by yearly, half-yearly, or quarterly Payments, or at shorter Periods, as the Council shall think proper: Provided always, that no such Rate shall be made or levied until after the Thirty-first Day of *December* which will be in the Year One thousand eight hundred and fifty-five; and no such Rate shall in any One Year exceed Five Pounds for every One hundred Pounds of the net annual Value of the Property rated thereto, to be ascertained as herein-after mentioned.

Value of Property to be ascertained according to Poor Rate.

XIX. And be it enacted, That, subject to the Provisions herein-after comprised, the annual Value of all Property rateable under this Act shall be ascertained according to the next preceding Assessment for the Relief of the Poor within the several Townships, Districts, and Places wholly or partly within the Borough of *Salford*, except in such Cases as are herein-after mentioned.

Power for Mayor, &c. to inspect Parish Rate Books.

XX. And in order to assist the Council in making the Rates hereby authorized, be it enacted, That the Mayor, Aldermen, and Burgesses of the Borough of *Salford* shall and may and they are hereby authorized and empowered to cause all or any the Books or Assessments of Rates towards the Relief of the Poor within any Township, District, or Place within or partly within the Borough of *Salford* to be produced before them, and to cause a Copy of such Books or Assessments, or of any Part thereof, to be taken, without Fee or Reward; and if any Person in whose Custody or Power any of the said Books or Assessments shall be shall refuse or neglect to attend the Council with such Books or Assessments, or to permit or suffer the Council to take or cause to be taken a Copy thereof, then and in every such Case such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Fifty Pounds.

Power to levy Rates in respect of Property not included in the Poor Rates.

XXI. And be it enacted, That if any Houses or Lands rateable under this Act shall be occupied or any House or Building shall be erected and occupied, within any Township or Place within the Borough of *Salford*, after the Rate shall have been made for the Relief of the Poor within such Township or Place, and shall have been omitted from any such Rate, it shall be lawful for the Council to cause a Valuation to be made of the annual Rent or Value of such Lands, Houses, or Buildings respectively, and to cause the same Rates or Assessments to be made upon the Owners or Occupiers thereof respectively as they could have done if such Lands, Houses, and Buildings had been rated or assessed to the Rate for the Relief of the Poor: Provided always, that if at any Time the Rate for the Relief

If Poor Rates considered an

unfair Criterion, a Valuation to be made.

Relief of the Poor within the Borough of *Salford*, or within any Township or Place within the Borough of *Salford*, shall, in the Judgment of the Council, be an unfair Criterion by which the Rates or Assessment under this Act should be made, it shall be lawful for them to cause a Valuation to be made of all or any Part of the rateable Property within the Borough of *Salford*, by some competent Person to be appointed by them for that Purpose, and the Rates or Assessments to be made by the Council upon the Property so valued for the Purposes of this Act shall be made upon such Valuation.

Valuer to make a Declaration.

XXII. And be it enacted, That before any such Valuation shall be made the Person appointed to make any such Valuation shall make and subscribe a solemn Declaration to make such Valuation fairly and impartially, according to the best of his Judgment; and an Entry or Minute shall be made in the Book of Proceedings of the Council of the making and subscribing of such Declaration, and the Date of making the same; and any Justice to whom Application may be made for the Purpose is hereby required to administer such Declaration.

Rate Books to be Evidence.

XXIII. And be it enacted, That the Books of the Mayor, Aldermen, and Burgesses, or of the Council, and all Entries made therein in manner by this Act directed, shall be received as Evidence of Rates imposed by virtue of this Act.

Rates may be prospective or retrospective.

XXIV. And be it enacted, That it shall be lawful for the Council to make any Rate for the Purposes aforesaid prospectively in order to raise Money to pay Charges and Expenses to be incurred thereafter, or retrospectively in order to raise Money to pay Charges and Expenses already incurred.

Power to rate the Owners of Houses in certain Cases.

XXV. And be it enacted, That in all Cases in which any House, Warehouse, or other Building or Tenement, now erected or hereafter to be erected, built, or situate within the Borough, shall be let out, either wholly or in part, in Lodgings or in separate Rooms or Apartments, whether furnished or unfurnished, or when the annual Value of any Premises rated as aforesaid shall not exceed Ten Pounds, then and in every such Case it shall be lawful for the Council, in or by any Rate or Assessment to be made by virtue of this Act, at their Discretion, to rate and assess the Owner of every or any such House, Warehouse, or other Building or Tenement, instead of the actual Occupier thereof; and upon Nonpayment of the Sum so to be assessed the same may and shall be levied upon, and the Payment thereof may be enforced against, the Owner so to be assessed, his Goods and Chattels, in like Manner as any Rate made for the Purposes of this Act may be recovered and levied, and Payment thereof enforced, under the Authority of this Act, upon

upon and against any actual Occupier charged with any such Rate: Provided always, that the Owner of any such Premises the annual Value of which shall not exceed Ten Pounds shall be entitled to receive and shall receive from the said Mayor, Aldermen, and Burgesses of the Borough of *Salford*, at such Time of Payment, if such Payment shall be made on Demand, a Discount or Drawback of One Fifth Part of the Rate paid by him, in consideration and full Compensation for any Loss such Owner may sustain by reason of the Nonoccupation of such Premises or otherwise.

Discount to be allowed to Owners of Premises under the annual Value of 10*l.*

XXVI. And be it enacted, That whenever the Name of any Owner liable to be rated under the Provisions of this Act shall not be known to the Council, or to the Person making any Rate, it shall be sufficient to rate such Owner in the Rate Book of the Council as the Owner of the Property to be rated by the Designation of "the Owner," without stating his Name.

Owner may be rated without stating his Name.

XXVII. And be it enacted, That Notice of the Intention of making every Rate authorized to be made under the Provisions of this Act or of the first-recited Improvement Act, and of the Time at which the same is intended to be made, and of the Place where a Statement of the proposed Rate is or will be deposited for Inspection, shall be given by the Council by Placards to be posted up in some public Places and circulated within the Borough immediately previous to such Rate being made, or as nearly as may be: Provided always, that it shall not be necessary in any Proceedings to levy and recover such Rate to prove that such Notice as aforesaid was given.

Notice of Rate to be given.

XXVIII. And be it enacted, That every Rate made under the Authority of this Act shall be fairly transcribed in a Book to be kept for that Purpose, and shall contain an Account of every Particular set forth at the Head of the respective Columns in the Form given in the Schedule (B.) to this Act annexed, so far as the same can be ascertained; and every such Rate or Assessment shall be signed by the Town Clerk; and every such Rate shall be vested in the Mayor, Aldermen, and Burgesses, and shall be payable at such Times as the Council shall order and direct.

Form of Rate.

XXIX. And be it enacted, That immediately after any Rate shall be made under the Provisions of this Act the same shall be open to the Inspection of any Person rated or otherwise interested in such Rate, at all seasonable Times, and any such Person may take Copies of or Extracts from such Rate without paying anything for the same; and if the Person having the Custody of such Rate shall refuse or shall not permit any such Person as aforesaid to take Copies of or

Rate to be open to Inspection of Rate-payers.

Extracts from such Rate, he shall forfeit for every such Offence any Sum not exceeding Five Pounds.

Power for Council to amend Rates.

XXX. And be it enacted, That it shall be lawful for the Council from Time to Time to amend any Rate made by virtue of this Act by inserting therein the Name of any Person who ought to have been rated, or by striking out the Name of any Person who ought not to have been rated, or by increasing or reducing the Sum at which any Person shall have been rated, if it shall appear to them that such Person has been under-rated or over-rated, or by making such other Amendments therein as will make such Rate conformable to this Act; and no such Amendments shall be held to avoid the Rate: Provided always, that any Person who shall feel aggrieved by any such Alteration shall have the same Right of Appeal therefrom as he would have had if his Name had originally been inserted in such Rate, and no such Alteration had been made; and every Person whose Rate shall be altered shall be entitled to Seven Days Notice of such Alteration before the Rate shall be payable by him.

Persons aggrieved by Inequality of Rate may appeal to the Council.

XXXI. And be it enacted, That if any Person shall think himself aggrieved by any Rate, on the Ground of Inequality, Unfairness, or Incorrectness in the Valuation of any rateable Property included therein, he may appeal to the Council at their First Meeting which shall be holden after the Expiration of Seven Days from the Time of demanding such Rate or Assessment; and the Council, at their First Meeting, or any Adjournment thereof, are hereby authorized and empowered, if they shall think such Person aggrieved, to give such Relief in the Premises as to them the Council shall seem reasonable.

Parties may appeal to the Quarter Sessions against a Rate.

XXXII. And be it enacted, That if any Person shall think himself aggrieved by any Rate made under the Authority of this Act, or by any Matter included in or omitted from the same, or by any Determination of the Council in relation thereto, he may appeal to the next General or Quarter Sessions; but no such Appeal against such Rate or any Matter contained or omitted from the same, or against the Determination of the Council, shall be prosecuted or entertained at such General or Quarter Sessions unless Fourteen clear Days Notice in Writing of such Appeal, stating the Nature and Ground thereof, be given by the aggrieved Party to the Council, but the same shall be adjourned to the next General or Quarter Sessions; nor shall any Appeal against any Determination of the Council be entertained unless the Party appealing against such Determination shall within Fourteen Days after the same shall have been made give Notice in Writing of such Appeal, stating the Matter or Cause thereof to the Party in whose Favour such Determination shall have been

been made, and shall in either Case within Five Days after such Notice enter into a Recognizance before some Justice, with sufficient Sureties, conditioned to try such Appeal at the then next General or Quarter Sessions, and to abide the Order of such Court, and to pay such Costs as shall be awarded at such General or Quarter Sessions or any Adjournment thereof.

Court of Quarter Sessions to make such Order as they think reasonable.

XXXIII. And be it enacted, That at the General or Quarter Sessions for which any such Notice of Appeal shall be given the Court shall proceed to hear and determine the Appeal in a summary Way, except when the Court shall think fit to adjourn the Appeal to the following Sessions, which they are hereby authorized to do; and in all such Cases the Court shall hear and determine the Appeal at such last-mentioned Sessions.

On Appeal, Council or Quarter Sessions may amend Rate, without quashing it.

XXXIV. And be it enacted, That in any Appeal against any Rate made under the Authority of this Act the Council or the Court of Quarter Sessions shall and may amend such Rate in such Manner as may be necessary, by giving Relief, without quashing or altering such Rate with respect to the Persons mentioned therein; but if upon Appeal against the whole Rate it shall be found necessary to set aside the same, then and in every such Case it shall be lawful for the Council or the Court of Quarter Sessions to order a new Rate to be made in manner herein directed.

Quarter Sessions on appeal may award Costs.

XXXV. And be it enacted, That the Court of Quarter Sessions shall in any Appeal against any Rate made under the Authority of this Act, or against the Determination of the Council, have the same Powers of awarding Costs to be paid by or to any of the Parties to an Appeal, and of compelling Payment of such Costs, as are now vested in such Courts for awarding and compelling Payment of Costs in an Appeal against any Rate for the Relief of the Poor within the Borough.

Liability to Rates not to disqualify Persons from holding certain Offices.

XXXVI. And be it enacted, That no Person, though liable to the Payment of Money towards the Rates authorized to be raised under this Act, shall by reason thereof be disabled to act as a Justice of the Peace, or as Coroner, Juror, or otherwise in any Manner relating to the carrying of this Act into execution.

Rates may be recovered by Action or Distress.

XXXVII. And be it enacted, That if any Person rated under the Authority of this Act shall not pay any of the said Rates due from him for the Space of Fourteen Days after Demand thereof in Writing by the Council or their Collector, any Justice shall, on the Application of the Council or of their Collector, summon any such Person to appear before him at the Time to be mentioned in the Summons,

to

to show Cause why the Rate due from him should not be paid; and in case no sufficient Cause for the Nonpayment of such Rate shall be shown, the same shall be levied by Distress, and such Justice shall issue his Warrant accordingly.

Form of Warrant of Distress.

XXXVIII. And be it enacted, That the Warrants of Distress for the Recovery of any Rate made payable by this Act may include any Person or several Persons, and may be in the Form or to the Effect mentioned in the Schedule (C.) to this Act annexed; and in all Cases where a Distress is hereby authorized to be made every Constable authorized by the Warrant to levy any Sum mentioned therein shall, upon being required by a Collector of Rates, aid in making a Distress or Sale pursuant to such Warrant; and every such Constable who shall refuse so to do shall be liable to a Penalty not exceeding Five Pounds.

Persons about to quit liable to pay Rates, on Demand.

XXXIX. And be it enacted, That if any Person shall quit or be about to quit any rateable Property before he shall have paid the Rates then payable by him in respect thereof, and shall not pay the same to the Council or their Collector, on Demand, it shall be lawful for any Justice having Jurisdiction where such Person may reside or where his Goods may be found to summon such Person to appear before him at a Time to be mentioned in the Summons, to show Cause why the Rates should not be paid; and if no sufficient Cause for the Nonpayment of such Rates be shown accordingly, the same may be levied by Distress, and such Justice shall issue his Warrant accordingly.

Rates to be apportioned.

XL. And be it enacted, That when any Water Rate shall be made for a particular Period, and the Owner or Occupier who shall be rated to such Rate shall cease to be the Owner or Occupier of the Property in respect whereof he shall be rated before the End of such Period, such Owner or Occupier shall only be liable to pay the Proportion of the Rate for the Time during which he continued to be the Owner or Occupier; and in every such Case, if any Person shall become the Owner and Occupier of any Property so rated as aforesaid during any Part of any Period for which any such Rate shall have been made, such Person shall only be liable to pay the Proportion of the Rate for the Time during which he shall have held or occupied the Property so rated, and the same shall be recovered from him in the same Manner as if he had been originally rated for such Property.

Rates due from Owner may be recovered from the Occupier to the Extent of Rent due.

XLI. And be it enacted, That when the Owner of any rateable Property shall have been rated in respect thereof, and the Rate shall remain unpaid for the Space of Three Months, it shall be lawful for the Mayor, Aldermen, and Burgesses, or their Collector, to recover the

the Amount of such Rate from the Occupier of such rateable Property by Distress and Sale of his Goods and Chattels, in like Manner as Rates may be recovered from the Occupiers of any Property liable to be rated: Provided always, that no Occupier shall be required to pay nor shall his Goods and Chattels be distrained for any further Sum than the Amount of Rent due from him at the Time of the Demand made upon him for such Amount of Rate, or which shall, after such Demand, and Notice not to pay the same to his Landlord, at any Time accrue and become payable by him, unless he shall refuse, on Application being made to him for that Purpose by or on behalf of the Council, truly to disclose the Amount of his Rent, and the Name and Address of such Person to whom such Rent is payable; but the Burden of the Proof that the Sum demanded from any such Occupier is greater than the Rent which was due by him at the Time of such Notice, or which shall have since accrued, shall be upon such Occupier.

Penalty on Occupier refusing to give the Name of Owner.

XLII. And be it enacted, That if, on Request of the Council or of the Collector of the said Rates, the Occupier of any Property shall refuse or wilfully omit to disclose or shall wilfully mis-state to the Council or Collector making such Request the Name of the Owner of such Property, or of the Person receiving or authorized to receive the Rents of the same, it shall be lawful for any Justice, on Oath made before him of such Request, and of such Refusal or wilful Omission or Mis-statement, to summon the Person who shall have refused or wilfully omitted or mis-stated as aforesaid to appear at the Time and Place mentioned in such Summons before such Justice, or before some other Justice; and if the Person so summoned shall refuse or neglect to attend at the Time and Place mentioned in the Summons, or if he shall attend and not show good Cause to the Justice then present for such his Refusal or wilful Omission or Mis-statement, it shall be lawful for such Justice, upon Proof (in case of the Neglect or Refusal to attend as aforesaid) of the due Service of the said Summons, to impose a Penalty upon such Person who shall have so refused or wilfully omitted or have made such wilful Mis-statement, not exceeding the Sum of Five Pounds.

Occupier may recover Money paid for Rates due from Owner, or deduct the Amount from the Rent.

XLIII. And be it enacted, That if the Amount of any Rate which under the Provisions of this Act ought to be borne and paid by the Owner of any rateable Property shall be paid by the Occupier of such Property, or levied on his Goods and Chattels, then the Person who shall be Owner of such Property at the Time of such Payment or Levy shall reimburse the Occupier, and it shall be lawful for the Occupier to deduct the Sums paid or levied, together with the Costs of the Distress (if any) paid by him, for any Rent due or to become due from him in respect of such Property, and the Payment shall be a good

a good and sufficient Discharge for such Occupier against such Owner for so much Money as he shall have paid in the Manner directed by this Act, or shall have sustained the Loss of by reason of any Distress made under this Act, or such Occupier may recover the same from such Owner as aforesaid by Action of Debt or on the Case, to be brought in any Superior Court, or in any Court whatsoever having Jurisdiction.

Water Rate paid by Owners may be recovered from certain Tenants.

XLIV. Provided always, and be it enacted, That when any Owner shall be rated to the Water Rate in respect of any rateable Property which shall be in the Occupation of a Tenant under any Lease or Agreement made prior to the Period when this Act shall commence, such Tenant shall repay to the Owner all Sums which shall be paid by the Owner on account of any such Rates made under the Provisions of this Act during the Continuance of such Lease or Agreement, unless it shall have been agreed by the Terms of such Lease or Agreement as aforesaid that the Owner shall pay such Rates in respect of such Property; and every such Sum of Money payable by the Tenant to the Owner under the Provisions herein-before contained may be recovered, if the same be not paid upon Demand, as Arrears of Rent could be recovered from the Occupier by the said Owner.

Council may make Arrangement for assessing the Expense of collecting Rates.

XLV. And for the more convenient and economical Collection of the several Rates and Assessments which may from Time to Time be made and levied within the Borough, or within any District therein, as well under this Act as under any other Act or otherwise, be it enacted, That it shall be lawful for the Council from Time to Time to agree and determine with any other Officers having the Charge and Application of such respective Rates and Assessments, for the Purpose of collecting the same, in such Manner and Form as the Council and such Officers respectively shall mutually determine, with the Object of facilitating the Collection thereof in the most satisfactory and most economical Manner.

Rates at which Water is to be supplied till Domestic Water Rate is laid.

XLVI. Provided always, and be it enacted, That until the Mayor, Aldermen, and Burgesses of the Borough of *Salford* shall have laid and levied a Domestic Water Rate under the Power herein-before contained, or if the said Mayor, Aldermen, and Burgesses of *Salford* shall at any Time afterwards discontinue or omit to lay and levy such Rate as last aforesaid, it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, and they are hereby required, to supply Water for domestic Purposes within the Limits of the Borough of *Salford* upon the Terms and in the Manner herein-after mentioned; that is to say, they shall, at the Request of the Owner or Occupier, furnish to every Occupier of a private Dwelling House or Part of a Dwelling

Dwelling House within Fifty Yards of any Main or other Water Pipe of the Mayor, Aldermen, and Burgesses, a sufficient Supply of Water for the domestic Use of every such Occupier at a Rent *per Centum per Annum* not exceeding Five Pounds upon the annual Rack Rent or Value of the Premises so supplied with Water; provided that a Supply of Water for domestic Purposes shall not include a Supply of Water for Baths, Horses, or Cattle, or for washing Carriages, or for any Trade or Business whatsoever.

Owners of Groups of Houses paying Rates in advance entitled to Discount.

XLVII. And be it enacted, That if the Owners of Groups of Dwelling Houses, being not less than Three in Number, and the net annual Value of which Dwelling Houses respectively shall be less than Ten Pounds, shall agree to pay and shall pay quarterly in advance the Water Rents in respect thereof for a Term of not less than One Year, when and as such Rents shall become due, whether the same shall be occupied or unoccupied, such Owner shall be entitled to receive and shall receive from the said Mayor, Aldermen, and Burgesses of the Borough of *Salford*, at each Time of Payment, a Discount or Drawback of One Fifth Part of every Sum so paid in advance.

Valuation to be according to the Assessment to the Poor Rate.

XLVIII. And be it enacted, That such Water Rent shall be paid by and be recoverable from the Person requiring, receiving, or using the Supply of Water, and shall be payable according to the annual Value at which the Premises shall be assessed to the Poor Rate, if the same shall be so assessed, or, if not, according to the net annual Value of the Premises.

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

XLIX. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Salford* to supply any Person with Water for other than domestic Purposes at such Rents and upon such Terms and Conditions as shall be agreed upon by and between the Mayor, Aldermen, and Burgesses of *Salford* and the Person desirous of having such Supply of Water.

Several Houses may be supplied by One Pipe.

L. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Salford* to consent and agree that several Houses or Parts of Houses in the Occupation of several Persons shall be supplied by One common Pipe.

Provisions of 10 & 11 Vict. c. 17. extended to this Act.

LI. And be it enacted, That the several Provisions of the "Waterworks Clauses Consolidation Act, 1847," relating to the several Matters herein-after specified, (except so far as such Provisions are modified by or are inconsistent with this Act,) shall be incorporated therewith; that is to say, the Provisions of the said Act with respect to the Construction of the Act and any Act incorporated therewith; the

the Provisions of the said Act with respect to the breaking up of Streets for the Purpose of laying Pipes; the Provisions of the said Act with respect to the Supply of Water to be furnished by the Undertakers; the Provisions of the said Act with respect to the Communication Pipes to be laid by the Undertakers; the Provisions of the said Act with respect to the Communication Pipes to be laid by the Inhabitants; the Provisions of the said Act with respect to the Waste or Misuse of the Water supplied by the Undertakers; the Provisions of the said Act for guarding against fouling the Water of the Undertakers; the Provisions of the said Act with respect to the Payment and Recovery of the Water Rates; the Provisions of the said Act with respect to the Recovery of Damages not specially provided for, and of Penalties, and to the Determination of any other Matter referred to Justices or to the Sheriff; and the Term "Undertakers," wherever the same occurs in the said Provisions, shall be held applicable to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*; and the Term "Rates" or "Water Rates" shall be applicable to the Water Rents by this Act authorized to be demanded and taken by the said last-mentioned Mayor, Aldermen, and Burgesses: Provided always, that nothing in "The Waterworks Clauses Consolidation Act, 1847," or in this Act, contained, shall be deemed or taken to render the Mayor, Aldermen, and Burgesses of the Borough of *Salford* liable to the Payment of any Penalty, upon the Information or at the Instance of any Person entitled to have or demand a Supply of Water, if it shall appear that the Cause of Complaint shall have arisen from the Omission, Neglect, or Inability of the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* to supply the Mayor, Aldermen, and Burgesses of the Borough of *Salford* with Water, as provided by this Act.

As to High-pressure Service.

LII. Provided always, and be it enacted, That nothing in this Act or in the Provisions of any other Act incorporated therewith shall be held to require the said Mayor, Aldermen, and Burgesses of the Borough of *Salford* to lay on or supply Water to the Inhabitants of the Borough at such a Pressure as will make the same reach the top Story of the highest Houses within the Limits of this Act, unless the Mayor, Aldermen, and Burgesses of the Borough of *Manchester* shall, under the Provisions of this Act, afford a Supply of Water to the said Mayor, Aldermen, and Burgesses of the Borough of *Salford* at such a Pressure as will admit of the same being so laid on and furnished to the said Inhabitants as aforesaid.

Recovery of Charges for Water.

LIII. And be it enacted, That in case any Person who shall have been supplied with Water by the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, or who shall be liable to Payment in respect of a Supply of Water under or by virtue of the Provisions of this Act,

Act, shall neglect or refuse to pay the Amount due in respect of such Supply for the Space of Fourteen Days after Demand thereof by the said Mayor, Aldermen, and Burgesses, their Agent or Collector, it shall be lawful for any Justice having Jurisdiction where such Person shall then reside to issue his Summons to such Person, requiring him to appear at a Time and Place named therein, and then and there to show Cause why the Sum so demanded should not be paid; and if on the Appearance of such Person, or in default of Appearance, after Proof of the Service of the Summons, either personally or at the last known Place of Abode or Business of such Person, no sufficient Cause shall be shown to the contrary, it shall be lawful for any Justice to issue his Warrant of Distress for the Seizure and Sale of the Goods and Chattels of such Person for the Recovery of the Amount which may be proved before such Justice to be due from such Person, together with such Costs as to such Justice shall seem just and reasonable.

Mayor, &c. to supply Water to public Cisterns, Pumps, &c., and for Baths and Washhouses, gratis.

LIV. And be it enacted, That all existing public Cisterns, Pumps, Conduits, and other Works used for the gratuitous Supply of Water to the Inhabitants of the Borough of *Salford* shall be continued, supplied, and maintained with Water by the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, and shall be vested in them, and be under their Management and Control; and it shall be lawful for such Mayor, Aldermen, and Burgesses to erect and place any Number of new Cisterns, Pumps, Conduits, Fountains, or other Waterworks for the Supply of Water to the Inhabitants of any Street or of any Number of Houses as they shall see fit, or to erect the same in any public Situation for the gratuitous Use of any Person who may choose to carry the same away for their own private Use, but not for Sale, and to supply with Water any public Baths or Wash-houses that may be established for the Use of the poorer Classes.

Persons supplying Gas to be liable to Indictment for Nuisance.

LV. And be it enacted, That nothing in this Act contained shall prevent any Person or Company making or supplying Gas from being liable to an Indictment for Nuisance, or any other legal Proceeding to which he or they may be liable in consequence of making or supplying such Gas.

Proofs of Debt in Bankruptcy.

LVI. And be it enacted, That if any Person against whom the Mayor, Aldermen, and Burgesses of the Borough of *Salford* have any Claim or Demand shall become bankrupt, or shall take the Benefit of any Act for the Relief of Insolvent Debtors, it shall be lawful for the Town Clerk, in all Proceedings against the Estate of such Bankrupt or Insolvent, or under any Fiat, Sequestration, or Act of Insolvency against such Bankrupt or Insolvent, to represent the

Mayor, Aldermen, and Burgesses of the Borough of *Salford*, and act in their Behalf in all respects as if such Claim or Demand had been the Claim or Demand of such Town Clerk, and not of the Mayor, Aldermen, and Burgesses of the Borough of *Salford*.

Power to borrow Money on Mortgage of Water Rates.

LVII. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, for the Purpose of carrying into effect the several Objects and Purposes herein-before mentioned, from Time to Time to borrow at Interest any Sum or Sums of Money not exceeding in the whole the Sum of Twenty thousand Pounds, on the Credit of the Borough Rate, and of any Property vested in or to become vested in or belonging to the Mayor, Aldermen, and Burgesses of *Salford*, under or by virtue of this Act, or which may hereafter be acquired by them under or by virtue of the same, and of the Water Rates or Rents to be levied, raised, and paid under the Authority of this Act, or any of them, and in the event of all or any Part of such Monies being repaid by the Mayor, Aldermen, and Burgesses of *Salford*, to reborrow the same, either at the same or any other legal Rate of Interest, and so *toties quoties*, but so nevertheless that there shall not be owing on the Security aforesaid, under the Authority of this Act, any more than the said Sum of Twenty thousand Pounds in the whole at any One Time; and for securing the Repayment of the Monies so to be borrowed, with Interest, the Mayor, Aldermen, and Burgesses may assign over the Borough Rate, or the Water Rates or Rents to be levied, raised, and taken under the Provisions of this Act, or may charge and mortgage the said Property hereby authorized to be charged, or any Part thereof, to the Person or Persons who shall advance or lend such Money, or as he or they shall direct, as a Security for the Payment of the Money so to be borrowed, together with Interest for the same.

Form of Mortgage.

LVIII. And be it enacted, That every such Assignment or Mortgage shall be by Deed duly stamped, in which the Consideration shall be truly stated; and every such Deed shall be under the Corporate Seal of the Mayor, Aldermen, and Burgesses, and may be according to the Form set forth in the Schedule D. to this Act annexed, or to the like Effect.

Mortgage to be without Preference.

LIX. And be it enacted, That all Persons to whom such Mortgages or Assignments shall be made, or who shall be entitled to the Monies thereby secured, shall, in proportion to the Sums therein respectively mentioned, be Creditors on the said Borough Rate Property and Water Rates or Rents equally one with another, without any Preference with respect of the Priority of advancing such Monies, or of the Dates of any such Assignments respectively.

LX. And

Form of Transfer of Mortgage.

LX. And be it enacted, That any Person entitled to any such Mortgage may transfer his Right to and Interest therein to any other Person; and every such Transfer shall be by Deed duly stamped, wherein the Consideration shall be truly stated; and every such Transfer may be according to the Form in the Schedule E. to this Act annexed, or to the like Effect.

Mode of registering Mortgages and Transfers.

LXI. And be it enacted, That the Expenses of such Assignments or Mortgages, and the Registration thereof, and of any Transfers of such Assignments and Mortgages, shall be regulated by and be in accordance with the Provisions in the second-recited Improvement Act with reference to Assignments or Mortgages, and the Registration thereof, and of Transfers of such Assignments and Mortgages made under that Act.

Treasurer to receive and pay Money by Order of Council.

LXII. And be it enacted, That all Monies which shall be levied, borrowed, or otherwise raised or received by the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, by virtue of this Act or the said recited Improvement Acts, shall from Time to Time be paid into the Hands of the Treasurer of the Borough; and no Money shall be disbursed or paid by such Treasurer without an Order in Writing of the Mayor, Aldermen, and Burgesses, signed by Three or more of the Council, and countersigned by the Town Clerk.

Application of Money.

LXIII. And be it enacted, That all Monies arising from the Water Rates or Rents payable to the Mayor, Aldermen, and Burgesses of *Salford* under the Provisions of this Act shall be applied in Payment of the current Charges and Expenses attendant upon the Execution by the Mayor, Aldermen, and Burgesses of the several Powers and Provisions of this Act, so far as relates to the Supply of Water, or in reference thereto or consequent thereon, and in setting apart such Monies as the Mayor, Aldermen, and Burgesses of the Borough of *Salford* may from Time to Time determine to set apart as a Sinking Fund for the Discharge of any Liabilities incurred under the Provisions herein-before contained; and the Residue of such Monies shall be paid over to the Treasurer of the Borough, to be carried to a separate Account, to be called "The Waterworks Account," and shall be applied in the first place in recouping the Borough Fund any Sums which may have been taken out of such Fund for the Purpose of meeting the Expenses of supplying the Borough with Water under the Provisions of this Act, and after Payment thereof such Residue, when the same shall exceed the Sum of Two hundred and fifty Pounds, shall go in reduction of the Water Rates and Rents by this Act authorized to be made, levied, and taken by the Mayor, Aldermen, and Burgesses.

LXIV. And

Council may appoint Committees.

LXIV. And be it enacted, That for the more conveniently carrying this Act into execution it shall be lawful for the Council of the Borough of *Salford* and they are hereby empowered to appoint out of their Body from Time to Time One or more Committee or Committees, consisting of such Number of Persons as they may think fit, to manage, transact, and carry into effect all or any of the Matters and Purposes which the Council are hereby directed or authorized to do, execute, or perform, which Committee or Committees shall exercise such or so many of the Powers and Authorities by this Act given to the said Council as the said Council shall think fit or proper to delegate to such Committee or Committees.

Contracts may be entered into.

LXV. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Salford* from Time to Time to contract and agree with any Person or Corporation for performing any of the Works by this Act authorized to be made or executed; and all Contracts so to be entered into shall be reduced into Writing, and sealed with the Common Seal of the Mayor, Aldermen, and Burgesses, and the same shall be signed by the Person, or sealed with the Common Seal of the Corporation, contracting to perform such Works, and shall specify the several Works to be done, and the Prices to be paid for the same, and the Time when such Works shall be done and completed, and the Penalties to be suffered in case of Nonperformance thereof; and a Copy of such Contract shall be entered in a Book to be kept by the Town Clerk for that Purpose; and it shall be lawful for the Mayor, Aldermen, and Burgesses to take such Bond or other Security from every Contractor, for the due Performance of his Contract, as they shall think sufficient; and the Mayor, Aldermen, and Burgesses may cause the Works to be done in pursuance of such Contract to be inspected by such Persons as they shall from Time to Time appoint; and in case the same shall not be well and sufficiently performed, according to the true Intent and Meaning of such Contract, or shall not be finished and completed at or within the Time to be by such Contract limited for completing the same, the Council shall and may have and pursue all the Remedies provided by the said Contract, and shall and may cause any Action at Law or Suit in Equity to be brought in the Name of the said Mayor, Aldermen, and Burgesses, against any Party so contracting or neglecting to perform such Contract, or for any Injury suffered or sustained on account of the Nonperformance thereof; and upon proving the signing or sealing of the Contract, as the Case may be, and the Nonperformance thereof, the Mayor, Aldermen, and Burgesses shall be entitled to and shall recover such Penalty or Damage as may be awarded, with full Costs of Suit.

LXVI. Pro-

Power to compound for Breach of Contracts.

LXVI. Provided always, and be it enacted, That it shall be lawful for the Council to compound and agree with any Person or Corporation who shall have entered into any such Contract, or into any Security for the Performance thereof, in pursuance or under the Authority of this Act, or against whom any Action or Suit may be brought for any Penalty contained in such Contract or Security, or for or on account of any Breach or Nonperformance of any such Contract or Security, for such Sum or other Recompence as the Mayor, Aldermen, and Burgesses shall think proper.

Power to borrow on Mortgage.

LXVII. And whereas there is now due and owing by the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, upon the Security next herein-after mentioned, the Sum of Fifty thousand Pounds: And whereas it is expedient to authorize the Mayor, Aldermen, and Burgesses to borrow, upon the same Security, the further Sum of Twenty thousand Pounds: Be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses from Time to Time to borrow at Interest on the Credit of the several Rates or Assessments by the first-recited Improvement Act authorized to be levied, and of the Gasworks, Market Places, and the Tolls, Duties, Rents, Profits, and other Property now vested in the Mayor, Aldermen, and Burgesses, under and by virtue of the first-recited Improvement Act, any Sum of Money which, together with any Sum previously borrowed on the same Security, shall not exceed the Sum of Seventy thousand Pounds, and in the event of any Part of such Sum of Money being repaid by the Mayor, Aldermen, and Burgesses, to reborrow the same, and so *toties quoties*, but so nevertheless that there shall not be owing on the Security aforesaid any more than the Sum of Seventy thousand Pounds in the whole at any One Time; and for securing the Repayment of the Monies so borrowed, with Interest, the Mayor, Aldermen, and Burgesses may assign over the said Rates, Assessments, Gasworks, Market Places, Tolls, Rents, Profits, and other Property, or any Part thereof, to the Person who shall advance or lend such Money, or as he may direct, as a Security for the Payment of the Money so to be borrowed, together with Interest for the same.

Corporation of Salford may fix Period for Repayment of Mortgages.

LXVIII. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, if they think proper, to fix a Period for the Repayment of all Principal Monies borrowed or which may be hereafter borrowed under the said recited Improvement Acts, or which may be borrowed under or by virtue of this Act, with the Interest thereof; and in such Case the Mayor, Aldermen, and Burgesses shall cause such Period to be inserted in the Mortgage Deed; and upon the Expiration of such Period the Principal Sum, together with the Arrears of Interest thereon, shall, on

on Demand, be paid to the Party entitled to receive such Principal Money and Interest; and if no other Place of Payment be inserted in such Deed, such Monies shall be payable at the Office of the Treasurer of the said Borough.

Priority of existing Mortgages not to be affected.

LXIX. And be it enacted, That nothing herein contained shall extend to prejudice or affect the Priority or other Rights or Remedies of any Mortgagee holding any Mortgage or Assignment of the said Rates, Assessments, Tolls, or other Property already made or granted under or by virtue of the recited Improvement Acts or either of them, except as expressly provided by this Act.

Certain Provision of 11 G. 4. c. 8. repealed.

LXX. And whereas by the first-recited Improvement Act it is provided, that it shall be lawful for the Commissioners under that Act from Time to Time to lay out and expend from the Monies which should come to their Hands by virtue of that Act any Sum or Sums of Money not exceeding in Amount One Half Part of the clear Amount of Profits which should then have arisen and accrued from any Gasworks or Manufactory or Manufactories of Gas which might be established by them under the Powers and Authorities of that Act (a reasonable Allowance being made from such Profits for Wear and Tear of Works, Buildings, and Apparatus), in and for the widening and improving the Streets of the said Town of *Salford*, or for or towards the purchasing of any Bridge or Bridges leading into or out of the same Town, or the Tolls, Emoluments, and Profits thereof, in order to make such Bridge or Bridges Toll-free, or in or for such other Improvements of the said Town as such Commissioners should from Time to Time consider desirable and proper: And whereas it is expedient that the said recited Enactment should be repealed: Be it therefore enacted, That the said recited Enactment shall be and is hereby repealed.

Application of Monies received by Corporation for Supply of Gas, &c.

LXXI. And be it enacted, That from and after the passing of this Act all Sums of Money to be received by the Mayor, Aldermen, and Burgesses of the Borough of *Salford* for Gas supplied from the Gasworks for the Time being under their Control, and all other Sums of Money and Profits to arise from the carrying on of such Gasworks, or to be received in respect thereof, shall be applied in manner following; that is to say, in the first place, in paying and discharging the Costs, Charges, and Expenses of keeping up and carrying on the said Gasworks, and of making good all Damage and Injury occasioned by laying down any Mains, Pipes, and other Apparatus belonging or relating thereto; and in the next place, in paying all Interest which may be due on Monies borrowed or expended or which may hereafter be borrowed or expended for the Purposes of the said Gasworks; and in the next place, in setting aside or appropriating such a Sum

A Portion of the Profits to

annually as shall be equal to Half of the clear Amount of Profits, if any, which shall during the preceding financial Year have arisen and accrued from such Works as a Fund for making such Improvements in the Borough of *Salford* as the Council of the said Borough of *Salford* shall from Time to Time consider desirable and proper; and so much of the said Monies as shall remain after answering the Purposes aforesaid shall be applied in forming a Sinking Fund for the Liquidation of the Principal Monies owing on Securities granted or to be granted under the Provisions of the recited Improvement Acts or either of them, or of this Act, on the Credit of the last-mentioned Rates or Assessments, Gasworks, Market Places, Tolls, Duties, Rents, Profits, and other Property.

be set aside annually as a Fund for Improvements.

A Portion to form a Sinking Fund for paying off Mortgages, &c.

LXXII. Provided always, and be it enacted, That in calculating the Profits which shall have arisen from the said Works for the Purposes last aforesaid the Amount of Interest which shall from Time to Time have been paid in pursuance of the Direction lastly herein-before contained shall be considered as Expenses, and be deducted from the Receipts, so as not to form Part of such Profits.

Interest to be considered as Expenses.

LXXIII. And be it enacted, That the Sum herein-before directed to be set aside and appropriated as a Sinking Fund to pay off the Principal Monies for the Time being due on the Securities last aforesaid shall be applied from Time to Time in paying off the Mortgages granted under the Provisions of the said recited Improvement Acts or either of them, and the Mortgages granted under this Act, on the Credit of the last-mentioned Rates, Assessments, Gasworks, Market Places, Tolls, Dues, Rents, Profits, and other Property, in the Manner in all respects as is provided for by so much of the second-recited Improvement Act as is comprised in the One hundred and third Section of the Queen's Printer's Copy thereof.

Application of the Sinking Fund.

LXXIV. And be it enacted, That in case the Mayor, Aldermen, and Burgesses shall at any Time or Times hereafter be bound or required or be desirous and think fit to pay off any Principal Sum or Sums of Money now due and owing on any Security or Securities granted in pursuance of the recited Improvement Acts or either of them, or hereafter to be granted in pursuance of the same Acts or either of them, or in pursuance of this present Act, it shall be lawful for them to raise the requisite Sum or Sums of Money for that Purpose, including the Expense of raising the same, by the same Means and in the same Manner by and in which they are empowered by the recited Improvement Acts to raise any Money for the Purposes therein mentioned, and that such Monies may be so from Time to Time raised either at the same Rate of Interest which the Money for the

Power to Corporation to raise Money to pay off Mortgages granted under the Improvement Acts.

the Time being proposed to be paid off shall have borne, or at any other lawful Rate of Interest.

Provision for paying off existing Mortgages.

LXXV. And be it enacted, That any Person for the Time being entitled to receive the Principal Monies secured by any Security already granted in pursuance of the recited Improvement Acts or either of them, for the Payment whereof no such mutual Agreement as herein-after mentioned shall have been entered into, may, at any Time after the Expiration of One Year and before the Expiration of Three Years from the Time herein-after appointed for the Commencement of this Act, by Notice in Writing, signed by such Person, and delivered to or left at the Office of the Town Clerk, require the Mayor, Aldermen, and Burgesses to fix a Period for paying off such Principal Money, and that in such Case the Mayor, Aldermen, and Burgesses may and shall within Thirty Days thereafter execute an Agreement for Payment of such Principal Money at such Time or Times therein mentioned, not later than Eight Years from the Time herein-after appointed for the Commencement of the Act, and either in One Sum or by such equal yearly Instalments therein mentioned as the Mayor, Aldermen, and Burgesses shall deem expedient; and the Mayor, Aldermen, and Burgesses, and any Person for the Time being entitled to receive the Principal Money secured by any Security already granted in pursuance of the recited Improvement Acts or either of them, may at any Time mutually agree that such Principal Money shall be paid off in One Sum, or by such Instalments, and at such Time or Times, as may be agreed upon between the Parties to such Agreement: Provided always, that as to any Security granted in pursuance of the first-recited Improvement Act, any such Agreement as herein-before mentioned shall operate as a Waiver and Extinguishment of the Priority of such Security over any other Securities already granted in pursuance of the second-recited Improvement Act.

Incapacitated Persons may enter into Agreement for receiving Mortgage Monies.

LXXVI. And be it enacted, That any Trustee, Executor, or Administrator for the Time being entitled to receive the Principal Money secured by any Security already granted in pursuance of the recited Improvement Acts or either of them, or the Guardian or Committee respectively of any Infant, Lunatic, or Person of unsound Mind, for the Time being entitled to any such Security, may give such Notice as last aforesaid, or enter into any such Agreement as last aforesaid, which Notice or Agreement shall be as valid and have the same Effect as if the Trustees, Executors, Administrators, Guardian, or Committee giving or entering into the same were absolutely and beneficially entitled to such Security; and further, that any Agreement which may have been entered into previous to the passing of this Act between the Mayor, Aldermen, and Burgesses and any Person for the Time being

being entitled to receive the Principal Money secured by any Security already granted as last aforesaid, and who would be authorized to enter into such Agreement under the Provisions of this Act, shall be as valid and binding and have the same Effect as if the same had been entered into subsequently to the passing of this Act.

Part of the Township of Broughton exempted from certain Rates.

LXXVII. Provided always, and be it enacted, That no Rates to be hereafter made or levied under or by virtue of the first-recited Improvement Act upon any House, Land, or other Property situate in that Part of the Township of *Broughton* which is within the Borough of *Salford*, or upon any Owner or Occupier, in respect of any such House, Land, or other Property, shall be applicable under any Provision herein-before contained to the Payment of the Principal Money now due and owing on any Securities granted under the Provisions of the recited Improvement Acts or either of them, or of any Money hereafter to be raised for the Purpose of paying off such Principal Money or any Part thereof, or of any Interest due or to become due thereon respectively; and that for the Purpose of giving Effect to the Provisions of this present Clause, whenever a Rate shall be made upon the Borough of *Salford* any Part of which shall be applicable to the Payment of any such Principal Money or Interest as lastly herein-before mentioned, every Owner or Occupier of any House, Land, or other Property situate in the Township of *Broughton* who shall be liable to the said Rate in respect of such House, Land, or other Property shall be entitled to a fair and reasonable Deduction or Allowance out of the Rate, so far as the same shall be made in respect of such House, Land, or other Property as last aforesaid, on account of so much of the said Rate as shall be applicable to the Payment of such Principal Money or Interest as last aforesaid; and the Mayor, Aldermen, and Burgesses of the Borough of *Salford* are hereby authorized and required, in every such Case as aforesaid, to make to every Owner or Occupier, as the Case may be, as last aforesaid, such fair and reasonable Deduction and Allowance accordingly.

Expenses of paving, &c. may be recovered from Occupiers of Houses in the Rear of unoccupied Ground belonging to the same Owner.

LXXVIII. And be it enacted, That in case the Owner of any unoccupied or unproductive Land or Ground adjoining to any Street which or any Part of which shall be ordered by the Mayor, Aldermen, and Burgesses to be sewered, drained, levelled, flagged, or paved, under or by virtue of the recited Improvement Acts or either of them, shall also be the Owner of any Houses or Buildings at the Rear of and adjoining such unoccupied or unproductive Land or Ground, the Occupiers of such Houses or Buildings shall be liable to the Payment of all the Charges and Expenses of removing Obstructions, and sewering, draining, levelling, flagging, paving, and otherwise completing the Street or Part thereof comprised in such Order, in the same Manner, to the same Extent, and with the same Right of Relief

against such Owner as if such Houses and Buildings adjoined such Street or Parts of a Street, and as if such Charges and Expenses had been hereby imposed upon such Owner, or the Owner of such Houses and Buildings.

Council may allow Time for Repayment by Owners of Expenses of paving Streets and making Drains.

LXXIX. And be it enacted, That where any Street shall have been sewered, drained, levelled, flagged, paved, or otherwise completed by the Council, and the Costs, Charges, and Expenses whereof are to be repaid and reimbursed to the Council by the Owners of the adjoining Properties, or in case any Drain or other Work shall have been constructed, made, or repaired by the Council, the Costs of which are to be repaid to the Council by the Owners thereof, it shall be lawful for the Council and they are hereby required in all such Cases, where the Owner shall be only Tenant for Life of such Premises, or where the Amount of the Sum to be repaid to the Council shall be more than Half the Amount of the net annual Value of such Premises, and in any other Cases in which the Council shall, in their Discretion, think fit, to allow Time for the Repayment of such Costs, Charges, and Expenses, and to receive the same by such Instalments as the Council under the Circumstances of the Case shall consider equitable and just, but so that the same shall be repaid by annual Instalments of not less than One Twentieth Part of the whole Sum originally due, with Interest for the Principal Money from Time to Time remaining unpaid, after the Rate of Five Pounds *per Centum per Annum*, during the Period of Forbearance; but all such Sums remaining due, notwithstanding the Council shall have agreed to allow any Time for the Repayment thereof as aforesaid, shall remain and be chargeable upon the several Premises in respect of which the same were originally payable, and shall and may from Time to Time, at the Expiration of the several Times so allowed for Repayment thereof, be recoverable from the respective Owners and Occupiers thereof, both present and future, in like Manner as such respective Amounts might have been recovered and would have been recoverable if no such Time or Times had been allowed for Repayment thereof.

Power to increase Size of Sewers in certain Cases.

LXXX. And whereas it would greatly facilitate the Drainage of the Borough if the Mayor, Aldermen, and Burgesses were authorized to require Sewers or Drains to be made of a Size sufficient to carry off the foul and drainage Water and Filth, not only of the Streets and of the Houses adjoining thereto, but also of the District in which such Sewers and Drains may be situate, or which may conveniently be drained by means of the same: And whereas it is right and fitting that the Mayor, Aldermen, and Burgesses should pay such extra Expense as may be occasioned thereby: Be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses, whenever they shall order any Street to be drained and sewered as aforesaid, to require that

that the Sewers and Drains for such Purpose shall be made of such Size and Dimensions as under the Circumstances of the Case they shall consider necessary; and the extra or additional Expense occasioned by making such Sewers and Drains of a larger Size than would have been necessary merely for the Purpose of the Drainage of such Street and of the Houses adjoining thereto shall be paid out of the Rates by the first-recited Improvement Act authorized to be levied.

Certain Provision of 11 G. 4. c. 8. repealed.

LXXXI. And whereas by the first-recited Act it is provided, that before the Commissioners under that Act should cause such Streets, Squares, Lanes, Roads, Ways, Paths, Courts, Passages, and Places within the said Town of *Salford*, not paved, flagged, soughed, drained, cleansed, and put into good Order and Condition as aforesaid, or such Part or Portion thereof as aforesaid, to be paved, flagged, drained, soughed, cleansed, repaired, amended, supported, and put into good Order and Condition, in such Manner, and with such Materials, and Sewers, Soughs, Gutters, Sinks, Drains, or Watercourses, as to them the said Commissioners under that Act should seem meet and necessary as aforesaid, they should in the first place cause their Clerk or Clerks, or other Person or Persons to be appointed by them in that Behalf, to give or leave a Notice in Writing to the Owner or Occupier of each and every House, Building, Land, Ground, or Hereditament within or adjoining to the said Streets, Squares, Lanes, Roads, Paths, Ways, Courts, Passages, or Places so to be paved, flagged, drained, soughed, cleansed, and put into good Order and Condition as aforesaid, requiring him, her, or them to pave, flag, drain, sough, cleanse, repair, amend, and put the same (inclusive of all Streets, Squares, Lanes, Roads, Paths, Ways, Courts, Passages, or Places leading into, out of, over, or across the same,) into good Order and Condition, in such Manner, and with such Materials, Sewers, Soughs, Gutters, Sinks, Drains, or Watercourses, as they should direct; and in case any such Owner or Occupier should neglect or refuse for the Space of Six Calendar Months next after the Receipt of such Notice to pave, flag, drain, sough, cleanse, repair, amend, and put the same (inclusive as aforesaid) into good Order and Condition, and with such Materials, Sewers, Soughs, Gutters, Sinks, Drains, or Watercourses as aforesaid, pursuant to such Notice, that then and in such Case it should be lawful for the said Commissioners under that Act, and they were thereby required, to cause the same (inclusive as aforesaid) to be done, and to recover the Costs, Charges, and Expenses thereof from such Owner or Occupier, in case of Refusal to pay the same, in such Manner as therein is mentioned; but such Notice as aforesaid to any such Occupier or Owner for the Time being should be available against all future

Occupiers

Occupiers and Owners of such Hereditaments respectively, and it should not be necessary, on account of any Change in the Occupation or Ownership thereof, to give any new or further Notice or Notices for the Purposes aforesaid: And whereas it is expedient that the said recited Enactment should be repealed: Be it therefore enacted, That the said Enactment shall be and is hereby repealed.

Publication of Notices with respect to paving.

LXXXII. And be it enacted, That the Council shall give Notice of the Intention to pave, flag, sough, drain, cleanse, repair, amend, and put into good Order any Street or Part of a Street within the Borough, by Publication twice in Two successive Weeks in One or more of the Newspapers published in the Borough of *Salford*, and if no Newspaper be published in the Borough of *Salford*, then in One or more of the Newspapers published in the Borough of *Manchester*, and posting such Notice in some public Place in such Street or Part of a Street for Three successive Weeks; and no such Work shall be commenced until the End of Three Months next after the last Publication of such Notice in such Newspapers; which Order, and the Publication thereof as aforesaid, shall be and the same are hereby declared and deemed to be good, sufficient, and valid Notice, to all Intents and Purposes, to all Owners, Lessees, Tenants, Occupiers, and others interested in the Premises adjoining the Streets to be so improved as aforesaid.

Streets may be declared Highways.

LXXXIII. And be it enacted, That from and after the passing of this Act, when and so soon as any Street already made or hereafter to be made within the Borough shall have been sewered, drained, levelled, flagged, paved, and otherwise completed to the Satisfaction of the Mayor, Aldermen, and Burgesses, then and in each such Case it shall be lawful for the Mayor, Aldermen, and Burgesses and they are hereby required to certify and declare the same to be a public Highway, and after such Certificate and Declaration the same shall be a public Highway, and the same shall be for ever afterwards repaired and repairable as such out of the Highway Rate herein-after provided; and every such Certificate and Declaration shall be recorded in the Books of the Mayor, Aldermen, and Burgesses.

Management of all Streets vested in the Corporation.

LXXXIV. And be it enacted, That the Management of all Streets which now are or shall hereafter become public Highways within the said Borough, and the Pavements and other Materials as well in the Footways as Carriageways of such Streets, and all Buildings, Materials, Implements, and other Things provided for the Purposes of the said Highways by the Surveyors of Highways, or by the Mayor, Aldermen, and Burgesses of the Borough of *Salford*, shall belong to the Mayor, Aldermen, and Burgesses of the Borough of *Salford*.

LXXXV. And

The Corporation to be Surveyors of Highways.

LXXXV. And be it enacted, That the said Mayor, Aldermen, and Burgesses of the Borough of *Salford*, and none other, shall be the Surveyors of all Highways within the Limits of this Act, and within those Limits shall have all such Powers and Authorities, and be subject to all such Liabilities, as any Surveyors of Highways are invested with and subject to by virtue of the Laws for the Time being in force; and the Inhabitants of so much of the Township of *Broughton* as is situate within the said Limits shall not, in respect of any Lands situate within such Limits, be liable to the Payment of any Highway Rate or other Payment in respect of making and repairing Roads within the Parts of the Township of *Broughton* which are situate out of the Limits of this Act: Provided always, that nothing herein contained shall exempt any Person, in respect of any Lands situate without the Limits of this Act, from any Liability to make or repair or to contribute to the making or repairing of any Highway not situate within the Limits of this Act.

Arrears of Highway Rates may be recovered by present Surveyors of Highways.

LXXXVI. And be it enacted, That the several Persons who at the Time of the passing of this Act are or may be Surveyors of Highways for any Township or other District within the Limits of this Act may proceed for the Recovery of any Highway Rate made in such Township or District, and then remaining unpaid, in the same Manner as they might have done if this Act had not been passed, and they shall apply the Money which they so recover, in the first place, in reimbursing themselves any Expenses which they have incurred as such Surveyors as aforesaid, and in discharge of any Debts legally owing from them in respect of the Highways within such Township or District, and the Surplus, if any, arising from any Buildings or Lands within the Limits of this Act, or a proportionate Part thereof, shall be paid by them to the Treasurer of the said Borough of *Salford*, and shall be applied to the same Purposes as the Highway Rate by this Act authorized to be levied is directed to be applied.

Corporation liable to Indictment for Want of Repairs.

LXXXVII. And be it enacted, That the Mayor, Aldermen, and Burgesses of the Borough of *Salford* shall be deemed guilty of a Misdemeanor for refusing or neglecting to repair any public Highway within the Limits of this Act, and shall be liable to be indicted for such Misdemeanor, in the same Manner as the Inhabitants thereof, or of any Parish, Township, or other District therein, would have been liable if this Act had not been passed.

Road Trustees not to collect Tolls within Limits of Act.

LXXXVIII. And be it enacted, That the Trustees of any Turnpike Road shall not collect any Toll on any such Road within the Limits of this Act, or lay out any Money thereon: Provided always, that nothing in this Act contained shall prejudice or affect the Powers, Rights, and Privileges of the Trustees of the Turnpike Road leading

from *Hulme* in the Parish of *Manchester* to *Eccles* in the County of *Lancaster*.

Power for the Corporation to cause public Streets to be paved.

LXXXIX. And be it enacted, That it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Salford* from Time to Time to cause all or any of the Streets under their Management as Surveyors of Highways, or any Part thereof respectively, to be paved, flagged, or otherwise made good, and the Ground or Soil thereof to be raised, lowered, or altered, in such Manner and with such Materials as the Mayor, Aldermen, and Burgesses shall think fit; and also that it shall be lawful for the said Mayor, Aldermen, and Burgesses to pave or make, with such Materials as they shall think fit, any Footways for the Use of Passengers in any such Street, and to cause such Streets and Footways to be repaired from Time to Time.

Buildings may be set forward for improving the Line of Street.

XC. And be it enacted, That the Mayor, Aldermen, and Burgesses may allow, upon such Terms as they think fit, any Building within the Limits of this Act to be set forward, for improving the Line of the Street in which such Building, or any Building adjacent thereto, is situated.

Providing for Highway Rate.

XCI. And be it enacted, That for the Purpose of maintaining and repairing the present Highways within the Borough, when so levelled, flagged, paved, and otherwise completed to the Satisfaction of the Mayor, Aldermen, and Burgesses as aforesaid, and such of the present Highways as have already been declared Highways under the said first-recited Improvement Act, or have already been repaired by the Surveyors of Highways for the Townships within the said Borough of *Salford*, and such of the future Streets as shall from Time to Time be declared public Highways as aforesaid, it shall be lawful for the Mayor, Aldermen, and Burgesses, when and so often as they shall think necessary, to order and direct and to levy a Rate or Assessment, to be called the "Highway Rate," to be made and levied upon the Occupiers of all Messuages, Houses, Shops, Workshops, Offices, Counting-houses, Warehouses, Cellars, Vaults, Manufactories, Foundries, Breweries, Mills, Stables, Coach-houses, Collieries, Canals, Railways, Gasworks, Waterworks, Buildings, Erections, Yards, Gardens, Curtilages, Lands, Tenements, and Hereditaments whatsoever, already built, erected, or situate, or which shall hereafter be built, erected, or situate, within the Borough, according to the full net annual Value of the same respectively, anything contained herein or in any other Act to the contrary notwithstanding; and such Rate may be made, levied, and recovered, so far as practicable, in the Manner, and with the like Powers, and subject to the same Conditions and Provisions, as the Water Rate by this Act authorized to be imposed is by this

this Act authorized to be made, levied, and recovered: Provided always, that nothing in the Provisions applicable to the levying and recovering of such last-mentioned Rate shall be held to prevent the Mayor, Aldermen, and Burgesses making, levying, and recovering such Rate immediately after the passing of this Act, or to exempt any of the said Occupiers or any Company or Person from the Payment of such Highway Rate or any Portion thereof: Provided also, that no Owner shall be liable to be rated to such Highway Rate unless he shall also be the Occupier of the Property to be rated.

Houses not to be built in close Courts.

XCII. And be it enacted, That it shall not be lawful to build any House in any Court which Court shall not be at least Eight Yards wide at all Points, and the Passage or Entrance into which Court shall not be at least Six Feet wide and Eight Feet in Height from the Ground for the whole Length of such Passage or Entrance.

Ovens and Furnaces to have protecting Walls.

XCIII. And be it enacted, That every Oven belonging to any Baker, and every Furnace belonging to any Smith, Tradesman, or Artificer, shall have a protecting Wall of not less than Nine Inches in Thickness between the Fire of the Oven or Furnace and the separate Side or End Wall, Party Wall, or Outer Wall of the House or Building in which such Oven or Furnace shall be, and such protecting Wall shall be so constructed, and be of such Height, Depth, and Breadth, above, below, and beyond the Oven or Furnace, as shall be satisfactory to the Council or their Surveyor.

Dangerous Places to be repaired or inclosed.

XCIV. And be it enacted, That if any Building or Excavation, or any Land or Place, shall, for Want of sufficient Repair, Protection, or Inclosure, be dangerous to Passengers along any Street, Footpath, or through any open Field, it shall be lawful for the Council to cause the same to be repaired, protected, or inclosed so as to prevent any Danger therefrom, and the Charges of such Repair, Protection, or Inclosure shall be repaid to the Council by the Owner of the Premises so repaired, protected, or inclosed, and, in case of Nonpayment on Demand, may be recovered in like Manner as any Penalty imposed by this Act is recoverable.

Dogs suspected to be mad may be destroyed.

XCV. And be it enacted, That it shall be lawful for any Constable or other Officer of the Police Force of the Borough to destroy any Dog or other Animal known or reasonably suspected to be in a rabid State, or to have been bitten by any Dog or other Animal known or reasonably suspected to be in a rabid State,

Penalty on discharging Smoke in Streets.

XCVI. And be it enacted, That if any Person shall discharge any Smoke or Steam from any Building (otherwise than from the Top of the same) into any Street within the said Borough, the Person so offending

offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

Council empowered to purchase and appropriate Lands, &c. for Slaughter-houses.

XCVII. And whereas it is expedient to regulate the slaughtering or killing of Cattle in public Parts of the Borough, so as to prevent the same becoming noisome and offensive to the Inhabitants thereof: And whereas it is expedient that the Council should be authorized and empowered to purchase Lands or Grounds within the Borough or at a reasonable Distance therefrom, for the Purpose of erecting thereon Buildings for the killing and dressing of Beasts, and also to grant Licences for the killing of Cattle within the Borough to Retail Butchers, being Butchers who kill and cut up for Sale in their own Shops to ordinary Customers: Be it therefore enacted, That it shall be lawful for the Council to agree with any Person or Corporation who shall be willing to sell the same for the Purchase of such Land or Ground within the Borough as the Council shall judge proper, to be appropriated to the Purpose of building Slaughter-houses thereon, and of all subsisting Leases therein, and of all Rent-charges, Annuities, Mortgages, and Incumbrances affecting the same, and of all other Estates and Interests therein, and to pay for the Purchase of such Land or Ground, and of all Rent-charges, Annuities, Mortgages, and Incumbrances affecting the same, and of all other Estates or Interests therein, such Sum or Sums of Money as shall be agreed upon between the Council and the Owners or other Persons interested therein; and all Powers and Provisions in the recited Acts contained for the Purchase of Land or Ground, and for ascertaining the Value thereof, and for enabling Persons under any Disability or Incapacity to treat, sell, and convey, and for the Payment and Investment of the Purchase Monies, in case the Parties selling shall not be capacitated to sell except under or by virtue of the Provisions of the said Acts, shall be applicable to the Land or Ground hereby authorized to be purchased for the Purpose of building Slaughter-houses thereon; and that the Mayor, Aldermen, and Burgesses shall have the Power of selling or letting the same Land or Ground, or any Part thereof, for the sole Purpose of erecting thereon Buildings for the killing and dressing of Beasts, and shall also have themselves the Power of erecting such Buildings or any of them, at their own Option, and of demising or selling the same: Provided always, that nothing herein contained shall authorize the purchasing of any Lands or Grounds without the Consent of the Parties capacitated by the said Acts or this Act to sell and convey the same.

Provisions of 8 & 9 Vict. c. 18. not to be applicable to this Act.

XCVIII. Provided always, and be it enacted, That, notwithstanding anything in this Act, or in "The Lands Clauses Consolidation Act, 1845," contained, the last-mentioned Act shall not be incorporated with or be applicable to this Act.

XCIX. And

Council authorized to grant Licences for Erection of Slaughter-houses.

XCIX. And be it enacted, That it shall be lawful for the Council and they are hereby authorized and empowered, if they shall think proper so to do, but not otherwise, upon Application made to them for that Purpose, to grant Licences from Time to Time for the Erection of Slaughter-houses, or for the Use and Occupation of Buildings as Slaughter-houses, to such Butchers, and upon such Terms and Conditions, as the Council shall think proper.

Provisions of 10 & 11 Vict. c. 34. with respect to Slaughter-houses incorporated with this Act.

C. And be it enacted, That the Provisions of "The Towns Improvement Clauses Act, 1847," with respect to Slaughter-houses, shall be incorporated with this Act, and, so far as they relate to the Prevention of the Sale of Meat unfit for the Food of Man, shall extend and apply to all unsound or unwholesome Meat, and to all Places where the same may be found, whether in the Market Place or in other Houses, or in the Possession of Hawkers.

Privies to be emptied by Order of the Council.

CI. And with a view to the Preservation of the Health of the Inhabitants, be it enacted, That it shall be lawful for the Council to cause all or any of the Privies within the Borough to be emptied and cleansed to their Satisfaction, and to pay the Expense thereof out of the Borough Fund; and in every Case in which the Council shall cause any Privy to be emptied the Soil removed therefrom shall become the Property of the Council, and may be disposed of by them in such Manner as they may think proper, and the Proceeds, if any, thereof shall be carried to the Account of the Borough Fund.

Power to Council to appoint Nightmen for emptying and cleansing Privies.

CII. And be it enacted, That it shall be lawful for the Council to appoint and employ or contract with such Number of Persons as they shall from Time to Time think necessary to be Nightmen or Scavengers for emptying and cleansing the Privies within the Borough, and such Nightmen or Scavengers shall, in such Manner as the Council shall appoint, empty and cleanse such of the Privies within the Borough as the Council shall from Time to Time direct, and shall carry away the Soil taken from such Privies to such Place or Places as shall be appointed by the Council for the depositing of the same; and if any such Nightman or Scavenger fail to empty and cleanse any Privy which he shall contract or be employed to empty, at the Time or in manner prescribed by the Council for that Purpose, or shall deposit the Soil removed from any Privy in any other Place than such as shall be appointed by the Council for that Purpose, he shall for every such Offence forfeit a Sum not exceeding Five Pounds.

Penalty on Occupiers obstructing Nightmen.

CIII. And be it enacted, That every Occupier of a House or other Building within the Borough shall forfeit any Sum not exceeding Five Pounds for every Time he shall prevent or obstruct any Nightman or Scavenger appointed or employed by or contracting with the Council,

Council, or his Servants, from emptying and cleansing any Privy which such Nightman or Scavenger shall have been directed by the Council to empty and cleanse.

Penalty on other Person than Nightman emptying Privies, and also on the Person employing them.

CIV. And be it enacted, That if any Person, other than the Nightman or Scavenger for the Time being appointed or employed by or contracting with the Council, shall empty any Privy within the Borough, or remove any Soil therefrom, or from any Receptacle for Soil communicating therewith, he shall forfeit for every such Offence a Sum not exceeding Five Pounds; and the Occupier of the House to which the Privy shall belong, or other the Party employing such Persons as aforesaid to empty such Privy, or to remove any Nightsoil therefrom, or from any Receptacle for Soil communicating therewith, shall also forfeit for such Offence a Sum not exceeding Five Pounds.

If Council do not cause Privies to be emptied within Three Days after Notice, Occupiers may cause the same to be done without incurring Penalties.

CV. And be it enacted, That if the Council shall not, within Three Days after Notice from the Occupier of any House within the Borough, requiring them to empty and cleanse the Privy belonging to such House, or used by the Inmates or Occupiers thereof, cause such Privy to be effectually emptied and cleansed, it shall be lawful for the Occupier of the House to which such Privy shall belong, or by the Inmates or Occupiers whereof the same shall be used, to cause such Privy to be emptied and cleansed by such Persons as he shall think proper, and to dispose of the Soil removed therefrom in such Manner as he shall think fit, without incurring any of the Penalties imposed by this Act on Persons other than the Nightmen or Scavengers appointed or employed by or contracting with the Council for emptying and cleansing Privies within the Borough.

Power to make Bye Laws for Regulation of Nightmen.

CVI. And be it enacted, That it shall be lawful for the Council from Time to Time to make such Bye Laws as they shall think fit for all or any of the Purposes following; (that is to say,)

For regulating the Removal of the Contents of Privies, when necessary:

For regulating the Conduct of the Nightmen or Scavengers appointed or employed by or contracting with the Council; and whether they shall wear any and what Badges, and in what Manner they shall behave and conduct themselves; and for punishing Extortion, Imposition, Misconduct, or Misbehaviour in such Nightmen or Scavengers respectively:

For ascertaining what pecuniary Penalties shall be incurred by Persons breaking such Bye Laws: Provided always, that no such last-mentioned Penalty shall exceed for any One Offence the Sum of Forty Shillings, and in the Case of a continuing Nuisance, the Sum of Five Shillings for every Day during which such Nuisance shall be continued or unremedied.

CVII. And

Provisions of 10 & 11 Vict. c. 34. with respect to Bye Laws incorporated with this Act.

CVII. And be it enacted, That the Provisions of "The Towns Improvement Clauses Act, 1847," with respect to the Bye Laws to be made by virtue of that or the special Act, shall be incorporated with and form Part of this Act, and shall be applicable to the Purposes of the said recited Improvement Acts as well as to the Purposes of this Act: Provided always, that such Bye Laws shall be approved in the Mode provided by an Act passed in the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in* England *and* Wales, in lieu of the Mode provided by the said "Towns Improvement Clauses Act, 1847."

Bye Laws to be approved in the Manner prescribed by 5 & 6 W. 4 c. 76.

Application of Damages and Penalties.

CVIII. And be it enacted, That all Damages and Penalties arising or payable under the Provisions of this Act or any of the Acts hereinafter referred to (excepting any Penalties which may be imposed upon the Mayor, Aldermen, and Burgesses themselves, or their Officers,) shall be paid over to the Treasurer of the Borough, on account of the Borough Fund.

Authentication of Documents.

CIX. And be it enacted, That all Documents which by this Act or any of the other Acts incorporated herewith may require Authentication, by any Signature or otherwise, shall be sufficiently authenticated by the Common Seal of the Mayor, Aldermen, and Burgesses, except always Summonses, Demands, Notices, Orders for the Execution of Works, Releases to Witnesses, and other such Documents, which shall be sufficiently authenticated by the Signature of the Town Clerk.

Service of Notice.

CX. And be it enacted, That, except where a different Mode of Service is provided, any Notice which by this Act may be required to be given to any Person may lawfully be served by delivering the same to such Person at his Place of Residence or Business, or by affixing or leaving the same on or at his usual or last known Place of Abode or Business.

Release of Witnesses.

CXI. And be it enacted, That in all legal Proceedings under this Act it shall be lawful for the Town Clerk to execute general or other Releases, for the Purpose of qualifying any Person to give Evidence as a Witness; and every such Release shall be under the Hand and Seal of the Town Clerk.

Auditors appointed under 5 & 6 W. 4. c. 76. and 7 W. 4. & 1 Vict. c. 78. to be Auditors under this Act.

CXII. And be it enacted, That the Auditors appointed from Time to Time for the Borough of *Salford* under the Powers of the said Act passed in the Fifth and Sixth Years of the Reign of His Majesty King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in* England *and* Wales, and a certain Act passed in the Seventh Year of the Reign of Her present Majesty, intituled

intituled *An Act to amend an Act for the Regulation of Municipal Corporations in* England *and* Wales, or either of the said Acts, shall be the Auditors of the Accounts to be kept under this Act and the said recited Improvement Acts, and shall have the same Powers and perform the same Duties in relation to such Accounts as are by the said Acts for the Regulation of Municipal Corporations, or either of them, conferred or imposed on such Auditors in relation to the Accounts therein referred to.

Reserving Powers conferred by Municipal Corporation Acts.

CXIII. And be it enacted, That nothing herein contained shall be held to alter, diminish, or affect any of the Powers, Privileges, and Authorities vested in the Mayor, Aldermen, and Burgesses by or in pursuance of any of the Acts of Parliament now in force or which may be hereafter enacted in relation to Municipal Corporations, or by or in pursuance of the said recited Charter or Letters Patent; and, except in so far as is herein otherwise provided, the said Powers, Privileges, and Authorities shall extend and apply to the Objects and Purposes of this Act, and may be exercised in the Execution of or otherwise in relation to such Purposes.

Mayor, &c. may take Security of Guarantee Society.

CXIV. And be it enacted, That the Mayor, Aldermen, and Burgesses of the Borough of *Salford* may, if they think fit, accept in lieu of any other Security the Security of any Guarantee Society established by Charter or Act of Parliament in any Part of *Great Britain*, for the due Performance of the Duties of any Officer appointed or employed by the said Mayor, Aldermen, and Burgesses for any of the Purposes of this Act.

Authorizing Sale of Lands belonging to the Duchy of Lancaster, and providing for Application of Purchase Money.

CXV. And whereas Part of the Lands which may be required for the Purposes of this Act and the said recited Improvement Acts belong to the Queen's most Excellent Majesty in right of Her Duchy of *Lancaster:* Be it enacted, That it shall be lawful for the Chancellor and Council of Her Majesty's Duchy of *Lancaster* for the Time being to agree with the said Mayor, Aldermen, and Burgesses of *Salford* for the absolute Sale in Fee Simple of the Lands, or any Part thereof, of or belonging to Her said Majesty in right of Her said Duchy, which shall be required for the Purposes of this Act or the said recited Improvement Acts, at or for such Price or Compensation in Money, and upon such Terms and Conditions, as shall be settled and agreed upon between the said Chancellor and Council and the said Mayor, Aldermen, and Burgesses, and upon Payment of such Price or Compensation, by any Deed or Writing under the Seal of the Duchy, in the Name of Her said Majesty, Her Heirs and Successors, to convey the same Lands, and the Fee Simple and Inheritance thereof, to the said Mayor, Aldermen, and Burgesses, their Successors and Assigns, for the Purposes of this Act or the said

recited Improvement Acts; and the Purchase Money or Consideration for the same Lands shall be paid into the Hands of the Receiver General of the Revenues of the said Duchy, and Receipts and Acquittances shall be given by him for the same, and the same either shall and may be invested in the Purchase of Bank Annuities, according to the Powers and Provisions contained or referred to in an Act passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to improve the Land Revenue of the Crown in* England, *and also of His Majesty's Duchy of* Lancaster, with respect to the Purchase Money to be paid for Property belonging to the Crown within the Survey and Receipt of the said Duchy under the therein-recited Acts, or the same or any Part thereof may, either without any previous Investment or after such, and either alone or together with any other Monies which shall for the Time being have arisen or shall hereafter arise from the Sale of Lands and Hereditaments, Part of the Possessions of the said Duchy, be laid out according to the Provisions of an Act passed in the Fifty-seventh Year of His said Majesty King *George* the Third, intituled *An Act for ratifying Articles of Agreement entered into by the Right Honourable* Henry Hale *Viscount* Gage *and the Commissioners of His Majesty's Woods and Forests and Land Revenues, and for the better Management and Improvement of the Land Revenues of the Crown;* or the said Monies, and also any such other Monies, whether previously invested or not, or any Part thereof respectively, may be laid out in the Purchase of Lands which in the Judgment of the said Chancellor and Council shall be deemed convenient to be held with any Possession of the said Duchy, as the Chancellor and Council for the Time being of the said Duchy shall direct, by any Order or Orders in that Behalf, and the said Chancellor and Council shall for the Purposes of this Act have and be entitled to all such Powers and Provisions in reference to the Monies (if any) so invested in Bank Annuities, and so to be laid out and invested as aforesaid, as under or by virtue of the said recited Act of the Fifty-seventh Year of King *George* the Third they are entitled to concerning any Sums or Funds of or belonging to the Duchy of *Lancaster* in the same Act particularly mentioned or referred to; and the Lands and Hereditaments (if any) so purchased on behalf of the said Duchy as aforesaid shall be conveyed and assured to the Use of Her Majesty, Her Heirs and Successors, in right of Her said Duchy of *Lancaster*, and shall vest in Her said Majesty, Her Heirs and Successors, in the same Right and as fully and effectually as the Lands to be conveyed to the said Mayor, Aldermen, and Burgesses were vested in Her immediately before such Conveyance, and be held with the like Incidents, and be subject to the same Application, to all Intents and Purposes, as the said Lands so to be conveyed to the said Mayor, Aldermen, and Burgesses were held by Her immediately before such Conveyance;

48 G. 3. c. 73.

57 G. 3. c. 97.

and every such Conveyance to the Use of Her Majesty, Her Heirs and Successors, may be in the Form in the Schedule (F.) to this Act annexed, or as near thereto as may be.

For the Conveyance of Waste Lands belonging to the Duchy of Lancaster.

CXVI. And whereas Part of the Lands which may be required for the Purposes of this Act or the said recited Improvement Acts are Waste or Common Lands the Right to the Soil whereof belongs to the Queen's most Excellent Majesty in right of Her Duchy of *Lancaster* (subject to Rights of Common or other Rights or Easements): Be it enacted, That it shall be lawful for the Chancellor and Council for the Time being of Her Majesty's Duchy of *Lancaster* to agree with the Mayor, Aldermen, and Burgesses for the absolute Sale in Fee Simple of the Estate, Right, and Interest of Her said Majesty in the Soil of the said Waste or Common Lands which may be so required for the Purposes of this Act, at or for such Price or Compensation and upon such Terms and Conditions as shall be agreed upon between the said Chancellor and Council and the said Mayor, Aldermen, and Burgesses, and upon Payment of such Price or Compensation, by any Deed or Writing under the Seal of the Duchy, in the Name of Her said Majesty, Her Heirs and Successors, to convey such Estate, Right, and Interest to the said Mayor, Aldermen, and Burgesses, their Successors and Assigns, for the Purposes of this Act or the said recited Improvement Acts, and the Purchase or Compensation Money for the same shall be paid into the Hands of the Receiver General of the Revenues of the said Duchy, and Receipts and Acquittances shall be given by him for the same, and the same shall be by him applied and disposed of in the like Manner, and for the like Intents and Purposes, as are in and by this Act directed and provided of and concerning any other Monies which shall come to his Hands by virtue of this Act.

For Enrolment of all Deeds of Conveyance of Land belonging to the Duchy of Lancaster.

CXVII. And be it enacted, That every Deed or Writing whereby any Lands, Hereditaments, Estates, Right, or Interest shall be conveyed or assured by the said Chancellor and Council of Her said Majesty's Duchy of *Lancaster*, by virtue of the Powers of this Act, being enrolled in the Court of the Duchy Chamber of *Lancaster* within Three Calendar Months from the Date thereof, shall be effectual to vest in the said Mayor, Aldermen, and Burgesses, and their Successors, the Lands, Hereditaments, and Premises thereby expressed to be granted, conveyed, or assured, anything contained in the Act passed in the First Year of Her Majesty Queen *Anne*, intituled *An Act for the better Support of Her Majesty's Household and the Honour and Dignity of the Crown*, or in any other Act, to the contrary in anywise notwithstanding.

13 W. 3. & 1 Ann. c. 7.

Lands in certain Cases not to be

CXVIII. And be it enacted, That, except as regards any Lands, Tenements, or Hereditaments which the said Mayor, Aldermen, and

Burgesses have acquired or may hereafter acquire, under the Provisions of the said recited Acts or this Act, nothing in this Act contained shall enable the said Mayor, Aldermen, and Burgesses of the Borough of *Salford* to sell, alienate, incumber, or demise, for the Purposes of this Act, without the Approbation of the Commissioners of Her Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, any Lands, Tenements, or Hereditaments which they could not have sold, alienated, incumbered, or demised without such Approbation before the passing of this Act, anything in this Act to the contrary notwithstanding.

sold without Consent of Treasury.

CXIX. And whereas by the "Public Health Act, 1848," certain Properties, including Land used only as a Canal, or Towing-path for the same, or as a Railway, constructed under the Powers of any Act of Parliament, for public Conveyance, are exempted from the Payment of any greater Proportion than One Fourth of certain Rates leviable under the said Act, and it is just and expedient that the Companies to whom the Canals and Railways situate within the said Borough of *Salford* respectively belong should not be required to pay any greater Proportion in respect of the Supply of Water within the said Borough than the Proportion which they would or might pay or be called on to pay if the Provisions of the said "Public Health Act" were enforced within the said Borough: Be it therefore enacted, That if any Sum shall be paid or be required to be paid out of the Borough Rate or Fund within the said Borough under or in respect of the Provisions of this Act relating to the Supply of Water, then and in such Case and so often as the same shall happen the said Mayor, Aldermen, and Burgesses shall and they are hereby required to allow or repay, in manner herein-after provided, to the Companies respectively to whom any Canal or Railway situate within the said Borough may belong, a Drawback on the Assessment of such Canal or Railway to the said Borough Rate equivalent to the full Amount of Three Fourths of so much of such last-mentioned Rate as the said Companies respectively might otherwise be liable to pay or may have paid for or towards the Amount which the said Mayor, Aldermen, and Burgesses may require to apply or may have applied in manner aforesaid.

Provisions of 11 & 12 Vict. c. 63. as to Assessment of Canals and Railways for Supply of Water for public Purposes to apply to this Act.

CXX. And be it enacted, That if the said Railway or Canal Companies, or any or either of them, shall at any Time have paid or contributed to the said Borough Rate any greater Proportion thereof than under the foregoing Provisions they would or ought to be liable to pay, then and in such Case and so often as the same shall happen the said Mayor, Aldermen, and Burgesses shall and they are hereby required to repay, on Demand, the Amount which such Companies may have paid in excess of the respective Proportions payable by them

Deductions from Borough Rate to be allowed under certain Circumstances in furtherance of foregoing Provisions,

them as aforesaid; and such Amount may be recoverable from the Mayor, Aldermen, and Burgesses by an Action of Debt or Indebitatus assumpsit for Money received by the Mayor, Aldermen, and Burgesses for the Use of such Company as shall have paid such Excess; or otherwise the said Mayor, Aldermen, and Burgesses shall deduct and allow to the said Companies respectively the full Amount of the Excess so paid by them, any or either of them, from and out of the next Borough Rate which may be levied within the said Borough.

Provision as to Assessment of certain Descriptions of Property.

CXXI. And be it enacted (anything in this or any of the recited or incorporated Acts contained to the contrary in anywise notwithstanding), That all Rates made and assessed under the Authority of this Act, or of any of the recited or incorporated Acts, for or in relation to any Purpose, Matter, or Thing authorized or required by this Act, and not authorized or required by the said former Acts, shall, as regards the Occupiers of any Land covered with Water, or used only as a Canal, or Towing-path for the same, or as a Railway, constructed under the Powers of any Act of Parliament, for public Conveyance, be made and assessed upon such Occupiers respectively in the Proportions of One Fourth Part of the net annual Value thereof: Provided always, that the present Provision shall not apply to any Highway Rate laid or levied under the Provisions of this Act.

Period for Appeal by Railway Companies against Rates.

CXXII. And be it enacted, That the Period within which any Railway Company may appeal against any Rate made under the Authority and for any of the Purposes of this Act, or of any of the recited or incorporated Acts, shall be One Month after the Amount of such Rate is demanded from the Secretary or any One of the Directors of such Company: Provided always, that such Demand shall be sufficient if made by Letter addressed to the Secretary of such Company, and sent by Post.

Saving Rights of the Crown.

CXXIII. And be it enacted, That nothing in this Act or in any of the said Acts incorporated herewith contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Queen's most Excellent Majesty, Her Heirs and Successors, as well in right of Her Crown as in right of Her Duchy of *Lancaster*.

Reserving Rights of Railway Companies.

CXXIV. And be it enacted, That (except as herein or in the said Acts incorporated herewith expressly provided) nothing herein contained shall extend or be construed to prejudice, diminish, alter, or take away any of the Privileges, Rights, Powers, Franchises, Hereditaments, or Authorities of or belonging to or vested in the *Manchester, Sheffield, and Lincolnshire* Railway Company, or the *Lancashire and Yorkshire*

Yorkshire Railway Company, or the *London and North-western* Railway Company, or the *East Lancashire* Railway Company.

Mayor, &c. not to interfere with Canal Navigation of Duke of Bridgewater or Mersey and Irwell Canal Navigation.

CXXV. And be it enacted, That nothing in this Act contained shall authorize or empower the said Mayor, Aldermen, and Burgesses, or any other Person or Persons, to interfere with, prevent, or in anywise impede the free, uninterrupted, and safe Use and Navigation of any Canal or River Navigation of the Devisees of the late Most Noble *Francis* Duke of *Bridgewater*, their Heirs or Assigns, or of the Company of Proprietors of the *Mersey and Irwell* Navigation, or any Works connected therewith respectively, or to take away, diminish, alter, prejudice, or affect any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the said Devisees and Company respectively, under the Authority or Provisions of any Act or Acts of Parliament or otherwise.

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

CXXVI. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Borough from the Application thereto of the Provisions of the Public Health Act, 1848, in the Manner therein provided, or of any general Act relating to that Act or to the Subject Matter thereof, which may pass during the present or any future Session of Parliament.

Commencement of Act.

CXXVII. And be it enacted, That this Act shall commence and take effect on the Thirty-first Day of *August* One thousand eight hundred and fifty.

Expenses of the Act.

CXXVIII. And be it enacted, That the Expense of obtaining and passing this Act, or preparatory or incident thereto, shall be paid and defrayed out of the first Monies which shall come to the Hands of the Treasurer of the Borough of *Salford*, arising from the Borough Rate, or from the Rates or Rents by this Act authorized to be levied or received.

Short Titles.

CXXIX. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments and Proceedings, it shall be sufficient to use the Expression "The *Salford* Waterworks and Improvement Act, 1850;" and in citing the first and second recited Improvement Acts, or either of them, in other Acts of Parliament, and in legal Instruments and Proceedings, it shall be sufficient to use the Expression "The *Salford* Improvement Act," with the Date of the Year in which each Act respectively was passed.

Interpretation of Terms.

CXXX. And be it enacted, That in construing this Act the following Words and Expressions in this Act, and in the Acts incorporated therewith, shall have the several Meanings hereby assigned to

to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

The Word "Borough" shall mean the Borough of *Salford* in the County of *Lancaster*, as defined in the recited Charter or Letters Patent:

The Expression "the Mayor, Aldermen, and Burgesses" shall mean the Mayor, Aldermen, and Burgesses of the Borough of *Salford*:

The Expression "the Council" shall mean the Council of the Borough of *Salford* for the Time being:

The Expression "the Mayor" shall mean the Mayor for the Time being of the said Borough of *Salford*:

The Expressions "the Town Clerk" and "Clerk to the Commissioners" shall mean the Town Clerk for the Time being of the Borough of *Salford*:

The Expressions "Borough Fund" and "Borough Rate" shall mean respectively the Borough Fund and Borough Rate of the Borough of *Salford*:

The Expression "the Quarter Sessions" shall mean the Quarter Sessions for the County of *Lancaster* holden at *Salford*:

The Word "House" shall extend to any Building or Erection of whatever Description:

The Word "Person" shall comprehend the Heirs, Executors, or Assignees of any such Person, and shall include the Word Corporation.

Public Act.

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

The

The SCHEDULES to which the foregoing Act refers.

SCHEDULE A.

Form of Conveyance to Corporation of Salford.

By virtue of "The Salford Waterworks and Improvement Act, 1850," we, the Mayor, Aldermen, and Burgesses of the Borough of Manchester [*or* the Company of Proprietors of the Manchester and Salford Waterworks, with the Consent of the Mayor, Aldermen, and Burgesses of the Borough of Manchester, and at the Request of the Mayor, Aldermen, and Burgesses of Salford], in consideration of the annual Sums of £5,562 10*s.*, £6,000, and £6,500, payable from the Mayor, Aldermen, and Burgesses of the Borough of Salford during such Periods as in the same Act is provided, do grant, transfer, and convey unto the Mayor, Aldermen, and Burgesses of the Borough of Salford in the County of Lancaster, and their Successors, all our Estate and Interest of and in the whole of the Mains, Pipes, and other Works and Stock in Trade laid down, situate, lying, and being within the Borough of Salford, and which belong to or are vested in us [*or* which we have agreed to purchase from the Company of Proprietors of the Manchester and Salford Waterworks, *or* which we have agreed to sell to the Mayor, Aldermen, and Burgesses of the Borough of Manchester, *as the Case may be*], to hold to the said Mayor, Aldermen, and Burgesses of the Borough of Salford in the County of Lancaster, and their Successors, for ever, as and for their own absolute Property and Effects. In witness whereof we have hereunto set our Seal [*or* Seals], this Day of 185 .

SCHE-

SCHEDULE B.

Form of Rate.

An Assessment to the Rate for the Borough of Salford in the County Palatine of Lancaster, made this Day of in the Year of our Lord One thousand eight hundred and after the Rate of pence in the Pound.

Number in the Rate.	Name of Person rated.	Name of the Owner of the Property rated.	Description and Situation of Property.	Gross annual Value.	Full net annual Value.	Rate at pence in the Pound.

Signed by me, this Day of in the Year of our Lord One thousand eight hundred and

A. B., Town Clerk.

SCHEDULE C.

Form of Warrant of Distress for the Recovery of a Rate made payable by this Act.

Borough of Salford (to wit).

To the Mayor, Aldermen, and Burgesses of the Borough of Salford in the County Palatine of Lancaster, and to their Collectors of Rates.

Whereas Complaint has been made by One of the Collectors of Rates, to the Mayor, Aldermen, and Burgesses of the Borough of Salford, that of hath not paid and hath refused to pay the Sum of duly assessed upon him in and by a certain Rate for the said Borough, bearing Date on or about the Day of in the Year of our Lord One thousand eight hundred and duly made according to the Direction and for the Purposes of an Act passed in the Session of Parliament in Year of the Reign of Her Majesty Queen Victoria, intituled, *&c.* [*here set out the Title of this Act*], although the same has been duly demanded of him: And whereas it appears to me One of Her Majesty's Justices of the Peace acting in and for the said Borough, as well upon the Oath of One of the said Collectors of Rates,

Rates, or otherwise, that the said Sum of hath been duly demanded in Writing from the said and that the said hath refused to pay the same for the Space of Fourteen Days after such Demand made, and doth refuse to pay the same: And whereas the said having appeared before me in pursuance of a Summons duly issued for that Purpose, hath not shown me any sufficient Cause why the same should not be paid: [*or* And whereas it hath been duly proved to me upon Oath that the said hath been duly summoned to appear before me to show Cause why he refuseth to pay the said Rate or Assessment, but he the said hath neglected to appear according to the said Summons, and hath not shown to me any sufficient Cause why the same should not be paid]:

These are therefore, in Her Majesty's Name, to command you to levy the said Sum of by Distress of the Goods and Chattels of the said ; and if the same shall not be paid within the Space of Days next after such Distress by you taken, together with the reasonable Charges of taking and keeping the same, that then you do sell the said Goods and Chattels you distrained, and out of the Money arising by such Sale that you do detain the Sum of and also your reasonable Charges of taking, keeping, and selling the said Distress, rendering to him the said the Overplus, and Demand; and if sufficient Distress cannot be found of the Goods and Chattels of the said whereon to levy the said Sum of that then you do certify the same to me, together with this Warrant, to the end that such further Proceedings may be had therein as to the Law doth appertain.

Given under my Hand and Seal, the Day of in the Year of our Lord 18 .

SCHEDULE D.

Form of Mortgage.

By virtue of [*here insert Title of this Act*], we, the Mayor, Aldermen, and Burgesses of the Borough of Salford in the County Palatine of Lancaster, in consideration of the Sum of £ paid by *A. B.* of for the Purposes of the said Act, do grant and assign unto the said *A. B.*, his Executors, Administrators, and Assigns, such Portion of the Borough Rate of the said Borough, and of the Water Rates and Rents payable to the said Mayor, Aldermen, and Burgesses by virtue of the said Act, and of the Mains, Pipes, and other Property situate in the said Borough, and used for the Purpose of distributing Water or in reference thereto, as the said Sum of £ doth or shall bear to the whole

Sum which is or shall be borrowed upon the Credit of the said Rates, Rents, and Property under the Authority of the said Act, to hold to the said *A.B.*, his Executors, Administrators, and Assigns, from this Day until the said Sum of £ with Interest at per Cent., shall be fully paid and satisfied, the Principal Sum to be paid at the End of Years from the Date hereof [*in case any Period be agreed upon for that Purpose*]. In witness whereof we have hereunto set the Common Seal of the said Borough, this Day of 18 .

SCHEDULE E.

Form of Transfer of Mortgage.

I *A.B.* of in consideration of the Sum of £ paid to me by *C.D.*, do hereby transfer to the said his Executors, Administrators, and Assigns, a certain Mortgage, Number made by the Mayor, Aldermen, and Burgesses of the Borough of Salford in the County Palatine of Lancaster to bearing Date the Day of for securing the Sum of £ and Interest, and all Right, Estate, and Interest in and to the Money thereby secured, and in and to the Rates, Rents, Mains, Pipes, and other Property thereby assigned or conveyed.

In witness whereof I have hereunto set my Hand and Seal, this Day of 18 .

SCHEDULE F.

Form of Conveyance to Her Majesty in right of Her Duchy of Lancaster.

These are to witness, That in consideration of the Sum of £ paid to *A.B.* of by *C.D.*, the Receiver General of the Revenues of the Duchy of Lancaster, on behalf of Her Majesty, he the said *A.B.* doth by these Presents grant, convey, and assure unto the said *C.D.*, his Heirs and Assigns, all that to have and to hold the same unto the said *C.D.*, his Heirs and Assigns, to the Use of Her said Majesty, Her Heirs and Successors, in right of Her said Duchy. In witness, *&c.*

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1850.