



ANNO DECIMO NONO & VICESIMO

VICTORIÆ REGINÆ.

Cap. lxxx.

An Act to sanction a Supply of Water to the Town and Neighbourhood of *Leeds* from the River *Wharfe*. [7th July 1856.]

WHEREAS an Act was passed in the Session of Parliament held in the Tenth and Eleventh Years of the Reign of Her present Majesty, intituled *An Act for better supplying with Water the Inhabitants of the Town and Neighbourhood of Leeds in the County of York*: And whereas under the Provisions of "The *Leeds Waterworks (Wharfe Supply) Act, 1852*," the Undertaking, Waterworks, Property, Powers, and Authorities of the said Company have been transferred to the Mayor, Aldermen, and Burgesses of the Borough of *Leeds* (in this Act called "the Corporation"), and by the said Act Powers were granted for the Construction and Maintenance of certain Works therein mentioned for the Purpose of affording a temporary Supply of Water to the Town and Neighbourhood of *Leeds*: And whereas by the last-mentioned Act the Corporation were empowered from Time to Time, in addition to the Lands and Premises which they were thereby expressly authorized to take, to purchase by Agreement any other Lands, Waters, and Streams which they might from Time to Time require for the Purposes of that Act, not exceeding the Quantity therein mentioned,

10 & 11 Vict.
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or the User thereof, or any Easement, Power, or Authority in or over the same, or to take a Lease thereof on such Terms as might be mutually agreed on: And whereas the Works authorized by the secondly-recited Act have been discontinued, and the Corporation have, by Agreement with the Owners and other Persons interested, and for the Purpose of affording a Supply of Water from the River *Wharfe* to the Inhabitants of the Town and Neighbourhood of *Leeds*, constructed the Works following; (that is to say,) an Aqueduct or Conduit commencing at the River *Wharfe*, near to the *Arthington* Station of the *North-eastern* Railway, situate in the Township of *Arthington* in the Parish of *Addle*, and terminating at the *Stubhouse* Conduit belonging to the Corporation, near to a Farm called *Stubhouse* in the Parish of *Harewood*, all in the West Riding of the County of *York*, and by means thereof, and of Engines, Pumps, Mains, Pipes, Works, Apparatus, and Conveniences connected therewith, are now supplying Water from the said River to the Inhabitants of the said Town and Neighbourhood; but Doubts have been raised whether such Works have been legally constructed, and whether the Corporation are entitled by means thereof to take Water from the said River, and it is expedient that such Doubts should be removed, and that the Corporation should be empowered to maintain the said Works, and to take Water from the said River; but such Purposes cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Short Title.

I. In citing this Act for any Purpose whatsoever, it shall be sufficient to use the Expression "The *Leeds* Waterworks (*Wharfe* Supply) Act, 1856."

Corporation may maintain Works.

II. The Works so constructed as aforesaid shall be deemed to be Part of the Waterworks Undertaking of the Corporation, who may from Time to Time maintain the same, and maintain, alter, discontinue, and renew the Engines, Pumps, Mains, Pipes, Works, Apparatus, and Conveniences connected therewith, and the Corporation shall be bound from Time to Time to fulfil and observe all Covenants, Conditions, and Obligations contained in any Agreement made by them in respect of the said Works, or any of them, or in respect of the Abstraction of Water from the River *Wharfe*, or of any Damage or Injury which in consequence thereof or of the Construction of the said Works may be sustained by the Owners and Occupiers of and other Persons interested in the Lands taken and used for the Purposes of the said Works, or of or in any Mills
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The Leeds Waterworks (Wharfe Supply) Act, 1856.

or Manufactories using the Water of the said River, or of or in the said River, and the Corporation shall be entitled to the Benefit of all such Agreements, and to enforce Performance thereof.

III. It shall be lawful for the Corporation from Time to Time, by means of the said Waterworks, to take any Quantity of Water from the River *Wharfe* for the Supply of the Inhabitants of the said Town and Neighbourhood, not exceeding in any One Day Two million and five hundred thousand Gallons: Provided also, that nothing in this Act contained shall in any Manner prevent, prejudice, or affect the Right of the said Corporation at any Time hereafter to apply to Parliament for any other Act or Powers to take or divert the Waters of the said River *Wharfe*, or any of its Tributaries, nor prevent, prejudice, or affect the Rights of the said Owners, Occupiers, and Parties interested as aforesaid to oppose such Application in as full and ample a Manner as the said respective Parties might respectively do if this Act had not been passed.

Act not to authorize the Corporation to take more than a specified Quantity of Water.

IV. The Corporation shall make to the Owners and Occupiers of and all Parties in any way interested in the Waters of the River *Wharfe* taken or used for the Purposes of this Act full Compensation for all Damage, Injury, or Deterioration whatever, past, present, or prospective (if any), to such Owners, Occupiers, and other Parties, or their Property, by reason or in consequence of the Abstraction of Water from the said River; and the Amount of such Compensation, where not otherwise ascertained and determined, shall be ascertained and determined in the Manner provided by "The Lands Clauses Consolidation Act, 1845," for determining by Arbitration Questions of disputed Compensation; and all the Provisions of such Act shall be applicable to determining the Amount of any such Compensation, and to enforcing the Payment or other Satisfaction thereof.

Compensation to Owners, &c. interested in the Waters of the River *Wharfe*.

V. Nothing in this Act or in the said recited Acts or in any Act incorporated therewith contained shall affect, diminish, prejudice, or alter any of the Rights and Privileges of the Owners, Lessees, and Occupiers of Lands, Houses, Mills, Mines, and Works in the Valley of *Wharfe*, or lying within the Water Shed of the said River, above the said Works at *Arthington*, to the User of the said River and of the Waters thereof, and of the tributary Springs and Streams flowing into the same, nor shall subject any of the said Owners, Lessees, and Occupiers to any of the Penalties imposed by "The Waterworks Clauses Act, 1847," nor shall anything in this or in the said recited Act or in any Act incorporated therewith contained in anywise affect the Powers and Privileges of the Mayor, Aldermen, and Burgesses of the Borough of *Bradford* under and by virtue of the *Bradford Waterworks Act, 1854*, and the *Bradford Corporation Waterworks Act,*

Saving Rights of Owners, &c.

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Act, 1854, and the Acts therewith incorporated; provided that the Corporation may proceed in Equity or by Indictment or Action in the Superior Courts of Law against any Person disturbing or injuring the Waters of the said River, or of the tributary Springs or Streams flowing into the same, other than and except by the User of any of those Rights and Privileges.

Expenses of
Act.

VI. All the Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act, or preparatory thereto, shall be borne and paid by the Corporation.

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