



ANNO QUADRAGESIMO SEXTO

# GEORGI II. REGIS.

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## Cap. 136.

An Act for supplying the City and Suburbs of  
*Glasgow* with Water. [21st July 1806.]

**W**HEREAS the City and Suburbs of *Glasgow* in the County of *Lanark* are at present very scantily supplied with Water: And whereas it being of great Consequence to the Inhabitants of the said City and Suburbs that they should have a constant Supply of Water, the several Persons herein-after named are willing to undertake to procure and supply the same, to be raised from the River *Clyde* into Reservoirs to be formed on Part of the Lands of *Dalmarnock* in the Barony Parish of *Glasgow* in the County of *Lanark*, which the said Persons have purchased from *John Clark* Writer in *Glasgow*, and to be conveyed from thence in Pipes under Ground through the Lands of *Dalmarnock*, the Property of *John Buchanan*, the late *Archibald Grabame*, and of *Robert Scott*, Esquires, and along the Street or Road leading into and situate within the Burgh of *Glasgow* called the Road to *Cam-lachie*, and along *Sidney Street*, into Reservoirs which are to be formed in part of the Lands of *Middle* and *New Gallowmuir* within the said City, which the said Persons have purchased from *Robert Marshall* Writer in *Glasgow*, from whence such Water is to be distributed in Pipes through the City and Suburbs of *Glasgow*; but these Objects cannot be accomplished without the Aid of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Magistrates and Town Council of the City of *Glasgow*, *Alexander Oswald*, *John M'Caul*, *Henry Monteath*, *Archibald Smith*, *Charles Hagart*, *Robert Hagart*, *John Tennant*, *James Paterson*, *Kirkman Finlay*, *James Sword*, *James Hill*, *Charles Hutchison*,

Proprietors  
incorporated.

[Loc. & Per.]

31 Y

Joseph

Joseph Bain, William Aitken, David Niven, James Inglis, John Pearson, Alexander Ewing, Robert Arthur, John Arthur, Benjamin Mathies, James Ewing, James Hardens, Matthew Robertson, Adam Corvaks, James Smith, Robert Easton, William Jack, John Lang, Alexander Ross, Robert Kelley, William Kelley, Robert Blair, James Steven, David Blair, John Mait, Laurence Craigie, Robert Maitland, James M'Nair, James Forrester, James Speerill, James Gelland, Robert Giben, John Wright junior, John Jamieson, David Black, Charles Walker, William Davidson, William Meikle, John Ballantine, Andrew M'Millan, Robert Austin, William Bannerman, John Reid, Alexander Wilson, Archibald Wright, Robert Haddow, James Dale, William Harley, Matthew Perston, John Perston, Lawrence Dinwiddie, James Paterson, Robert M'Gown, Robert Walker, John Wingate junior, Brownian Fleming, John Smith junior, Archibald Smith, William Hamilton, John Tennent junior, Robert Dunlop, Mary M'Neilage, James Eysse, William Corbett, John Geddes, Donald M'Donald, Robert Carss, John Reid, Robert Robertson, George Burn, Robert Freeland, John Cochran, John Stuart, Francis Garden, George Buchanan, James Buchanan, Thomas Shiels, Peter M'Adam, Andrew Wingate, James Brash, Stewart Smith, John Burnside, William Watson, Alexander Crum, James Crum, Archibald Turner, John Russell, Moses Gardner, Robert Thomson junior, James Hamilton senior, John More, George Miller, John Downie, Thomas Grahame, James Brown, John Brown, James Rowan, William Rodger, Joshua Heywood, William Dalgleish, Patrick Smith, Robert Jarvie, James Lawrie, Archibald M'Nab, James Marshall, Beatrice Miller, William Carswell, James Carswell, William Jamieson, Basil Ronald, William Penney, James Gardner, George Andrew, James Arthur, William Anderson, Isabella Gillies, William Bogle, Robert Dickie, Andrew White, John Hamilton, John Graham, David Lang, Robert Lochore, John Strang, John Hadden senior, George Kille, John M'Robam, John Harper, William Forlong, John Smith, Andrew Gilbert, James Milligen, Thomas Davidson, Alexander Bryce, Alexander Campbell, William Gentle, John M'Murich, John Coats, John Thomson senior, Ehamas Elington, Affleck Moodie, George M'Intosh, Robert Burns, John Semple, John Bell, the Reverend John M'Leod, Richard Gillespie, John Knox, Archibald Campbell, Alexander Houston, William Baillie, Robert Grahame for himself and Andrew Mitchell, James Morrison, John Swanson, Robert Marshall, the Principal of the College of Glasgow for the time being, William Taylor, William Richardson, George Irvine, James Molne, Robert Finlay, James Beat, Ephraim Gardner, Walter Ewing M'Lea, James Donaldson, Colin Campbell, William Dunlop, Alexander M'Gregor, Robert Dennistoun, Moses M'Culloch, John Smith, Archibald Williams, John Napier, Arthur White, John Hamilton, John Guthrie, James Garbani, hise and Logrie, Alexander Galloway, David Dow, Walter Logan, James Schaeff junior, Alexander Lindsay, William Wilson, Gilbert Hamilton, John Corrie, Duncans M'Callan, Archibald Campbell, James Aiken, Charles Stirling, Alexander Gordon, John Adam, Eneas M'Beah, Peter M'Intee, Matthew Richardson, James Dennistoun, John Ude, Henry Wardrop for himself and Robert Graham and James Wardrop, William Hunter, Robert Freer, George Lobon, William Cowan, John Taylor, William Kidston, and Robert Corrie, together with such other Person or Persons, Bodies Politic and Corporate as shall at any time hereafter be possessed of One or more Share or Shares in the said Undertaking, and the Successors, Executors, Administrators, and Assigns of such several Persons and Bodies Politic, Corporate, and Collegiate, shall be and they are hereby united into a

Company for supplying the City and Suburbs of *Glasgow* with Water from the River *Clyde*, and for making, completing, and maintaining the necessary Works for that Purpose; and shall be One Body Corporate and Politic by the Name of "The Company of Proprietors of the *Glasgow* Waterworks," and by that Name shall have perpetual Succession and a Common Seal, and by that Name shall sue or may be sued, and shall also have full Power to purchase Lands, Tenements, or Heritages to them, their Successors or Assigns, for the Use of the said Undertaking, but for no other Use or Purpose.

II. And be it further enacted; That it shall and may be lawful to and for the said Company of Proprietors to raise and contribute amongst themselves a competent Sum of Money for making and maintaining the said Reservoirs, and all other Works and Conveniences belonging or requisite thereto, not exceeding in the whole the Sum of One hundred thousand Pounds, which said Sum of Money shall be laid out and applied in the first place in discharging the Charges and Expences of obtaining and passing this Act, and the making the proper Surveys, Plans, and Estimates, and the doing and providing of all the Matters and Things preparatory and previous thereto, including the Price of the Grounds purchased for the said Reservoirs; and then in the making, completing, and maintaining the said Reservoirs, and other requisite Works and Conveniences for putting this Act into execution; and that the same Sum of One hundred thousand Pounds, or so much of it as shall be raised, shall be divided into Shares of Fifty Pounds each; and that the said Shares shall be and are hereby vested in the several Persons so raising and contributing the same, and their several and respective Executors, Administrators, Successors, and Assigns, to them and every of their proper Use and Benefit, proportionally to the Sums they shall severally raise and contribute, and all Bodies Politic, Corporate, or Collegiate, and all Persons, their several and respective Successors, Executors, Administrators, and Assigns, who shall severally subscribe for One or more Share or Shares of such Sum or Sums as shall be demanded in lieu thereof towards carrying on and completing the said Undertaking and other Purposes of the said Subscription, shall be entitled to and receive, after the said Reservoirs and other requisite Works and Conveniences shall be completed, and after a Sum of not less than Six thousand Pounds shall be accumulated in manner herein-after mentioned as a Fund for answering Contingencies, the entire and net Distribution of an equal proportional Part, according to the Money so by them respectively paid, of the Profits and Advantages which shall and may arise and accrue from the Rates and other Sums of Money to be raised, recovered, or received by the said Company of Proprietors by the Authority of this Act; and every Body Politic, Corporate, and Collegiate, Person and Persons, having such Property in the said Undertaking as aforesaid, shall bear and pay a proportionable Sum towards carrying on the same in manner therein directed and appointed.

Proprietors to raise Money among themselves for making Reservoirs, &c.

III. Provided always, and be it enacted, That nothing herein contained shall extend to charge or make liable any Person (or Persons, Body or Bodies Politic, Corporate, or Collegiate, who is, are, or shall be Proprietor (or Proprietors of the Stock of the said Company, or Contributor or Contributors thereto, or his, her, or their Real or Personal Estate, with any

No Person answerable for more than their respective Stock.

ACTED IN PARLIAMENT

any Debtor or Debtors... company beyond the Extent of his, her, or their Capital Stock, or Shares in the Stock of the said Company; any Law, Custom, or Usage...

Shares to be Personal Estate.

Subscribers to have a Vote for every Share, not exceeding Six Shares.

Form of Appointment of Proxies.

Place of General Assemblies.

And be it further enacted, That all the Shares and Portions of Bodies Politic, Corporates, and Collegiate, and all other Persons and Persons of and of the said Reservoirs and other Works of the said Stock and Fund of the said Company of Proprietors shall be deemed Personal Estate, and transmissible as such, and not of the Nature of Real Property... And be it further enacted, That every Body Politic, Corporate, or Collegiate, and every Person who shall by virtue of this Act have subscribed or undertaken for One Share in the said Undertaking, his, her, or their respective Successors, Executors, Administrators, and Assigns, present at the said General and Special General Assemblies to be held hereafter appointed, shall have a Vote for every such Share, but not exceeding Six Votes in the whole, although possessed of more than Six Shares in the said Undertaking; and every Body Politic, Corporate, or Collegiate, and every Person who shall by virtue of this Act have subscribed or undertaken for One Share in the said Undertaking, his, her, or their respective Successors, Executors, Administrators, and Assigns, who cannot attend such stated General and Special Meetings, shall have a Vote for every such Share, but not exceeding Six Shares in the whole, although possessed of more than Six Shares in the said Undertaking, by their, his, or her Proxies or Proxy, constituted under the Seal of such Body Politic, Corporate, or Collegiate, or the Hand and Seal of other Person, every such Proxy being a Proprietor in the said Undertaking, and every such Vote by Proxy shall be as good and sufficient to all intents and purposes as if such Principal had voted in Person; and every Question, Matter, and Thing which shall be proposed, discussed, or considered in any stated General or any Special General Assembly of the said Company of Proprietors shall be determined by the Majority of Votes and Proxies then present, computing One Vote to every Share; Provided, that no Person present shall vote for more than Six Shares as aforesaid, and the number of which Proxies may be made according to the Form following...

I, A. B. one of the Proprietors of the Glasgow Waterworks, do hereby nominate, constitute, and appoint C. D. of to be my Proxy, in my Name and in my Absence to vote or give my Assent or Dissent to any Business, Matter, or Thing relating to the said Undertaking that shall be mentioned or proposed at any Assembly of the Company of Proprietors of the said Undertaking, in such Manner as he the said C. D. shall think proper, according to his Opinion and Judgment for the Benefit of the same, or any thing appertaining thereto. In witness whereof I have hereunto set my Hand the Day of the Month of the Year 1842.

And be it further enacted, That all the Meetings of the said General and Special General Assemblies shall be held in the said City of Glasgow; and that at all and every of such stated General and Special General Assemblies the Parties composing them shall pay their own Expences.

pences, the Hire of any Room in which the Meetings shall be held only excepted.

Expences.

VII. And be it further enacted, That the First General Assembly of the said Company of Proprietors for putting this Act into execution shall be held at Glasgow aforesaid upon the Fifth Wednesday after the passing of this Act, at the Hour of Twelve at Noon; and all future General Assemblies of the said Company, except such Special General Assemblies as herein-after mentioned, shall be held on the First Wednesday in the Month of May in every Year at the Hour of Twelve at Noon; of all which General Assemblies Twenty-one Days previous Notice at the least shall be given by public Advertisement in Two Newspapers usually published at Glasgow, and the said Company of Proprietors at such respective General or Special General Assemblies shall and may appoint a Chairman; and such Chairman shall not only vote as a Proprietor or Proxy, but, in case of an Equality of Votes, shall have the decisive or casting Vote; and if, upon any Election of a Chairman, Two or more Persons shall be proposed to fill that Office, and shall have an equal Number of Votes, then the Persons so proposed shall draw Lots for the same.

First and other General Assemblies.

VIII. And be it further enacted, That if it shall at any Time appear, that for the more effectually putting this Act into execution a Special Meeting of the said Company of Proprietors is necessary to be holden, it shall and may be lawful to and for any Ten of the said Proprietors who may collectively be possessed of or entitled to One hundred Shares at the least in the said Undertaking, or any Three of the Committee of Management appointed as herein-after mentioned, upon specifying the Purport thereof, to require the Secretary of the said Company of Proprietors to call such Meeting, and the said Secretary shall thereupon convene such Meeting by giving at least Twenty-one Days Notice thereof by Advertisement to be inserted in some Two Newspapers usually published in the said City of Glasgow, or in such other Manner as the said Company of Proprietors shall at any General Meeting direct or appoint, specifying in such Notice the Reason and Intention of requesting such Special Meeting, and the Time when and Place where the same shall be holden; and the said Proprietors are hereby authorized to meet pursuant to such Notice; and such of them as shall be present, personally or by Proxy, shall proceed to the Execution of the Powers by this Act given to the said Company of Proprietors with respect to the Matters so specified only; and all such Acts of the Proprietors or of the major Part of them met together at such Special Meeting shall be as valid, with respect to the Matters specified in such Notice, as if the same had been done at any General Meeting.

Meetings of Proprietors may be specially convened.

IX. And be it further enacted, That the present Provost of the City of Glasgow, Gilbert Hamilton, John McCaul, Kirkman Finlay, John Tennent, Alexander Oswald, John Mair, James Spreull, James Cleland, and James Hill shall be Directors, or a Committee for the Management of the Concerns of the said Company, until the General Meeting to be holden on the First Wednesday in the Month of May One thousand eight hundred and seven, when Three of the said Committee (to be determined by

Committee of Management appointed.

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XI. And be it further enacted, That the Provost of the City of Glasgow shall be Chairman of the said Committee, but in case of his Absence at any Meeting it shall and may be lawful for the said Directors to elect a Chairman out of the Number then present to preside at such Meeting; and that any Five or more Members of such Committee, but not less, shall be a sufficient Number to constitute a Meeting for the Purpose of doing all the Acts, Matters, and Things, and exercising all the Powers and Authorities, hereby directed to be done by and vested in such Committee; and that all Questions, Matters, and Things which shall be proposed, discussed, or considered by the said Committee at their Meetings to be held in manner aforesaid shall be decided and determined by the Majority of Members then present; but no Member shall have more than One Vote at any such Meeting, save and except that in the Case of an equal Division the Chairman shall always have a casting Vote; and if upon any Election of a Chairman as aforesaid Two or more Persons shall be proposed to fill that Office, and shall have an equal Number of Votes, then the Persons so proposed shall draw Lots for the same: Provided always, that if on the Day appointed for any such Meeting of the Committee of Management as aforesaid there shall not attend so many Members of such Committee as are hereby required to constitute a Meeting for exercising the Powers hereby vested in such Committee, then and in such Case, and when and so often as the same shall happen, the Meeting shall be adjourned to that Day Fortnight by the Member or Members then present, or, if no Member shall be present, by the Secretary to the said Company of Proprietors, or such other Person as shall attend in his Place: Provided always, that it shall and may be lawful for the said Committee of Management to appoint any of their Number less than Five as Committees for particular Purposes for the better attending to and transacting the Business of the said Company, but subject to the Approbation of a Quorum of the said Committee of Management.

Chairman of the Committee and Quorum.

XII. And be it further enacted, That it shall and may be lawful for the said Committee of Management at any such General Meeting as aforesaid, and they are hereby authorized and required, from Time to Time to nominate and appoint by Writing under their Hands a Treasurer, and One or more Collector or Collectors of the Rates and Duties granted by this Act, and also a Secretary, Clerk or Clerks, to the said Company of Proprietors, and such Engineers, Surveyors, and other Officers as the said Committee of Management shall think proper and expedient for the better carrying the Purposes of this Act into execution, the said Committee always taking Security from every such Treasurer, Collector, or other Officer appointed to receive Money by virtue of this Act for lodging the same in the Bank of Scotland, or Royal Bank of Scotland, or other Bank to be appointed by the said Committee, as the same shall from Time to Time amount to Fifty Pounds, and the said Committee also taking good and sufficient Security from the Treasurer, Collector, and other Officers who shall have the Care or Custody of any Money to be raised or received by virtue of this Act for the faithful Discharge of the Trusts reposed in them, and also from Time to Time to discharge and dismiss any such Treasurers, Secretaries, Clerks, Engineers, Surveyors, Collectors, or other Officers, and appoint others in their Stead, as there shall be Occasion; and that all such Treasurers, Secretaries, Clerks, Engineers,

Committee of Managers may appoint Officers.

Taking Security from those who are to have the Custody of Money.

Officers quitting or discharged, and Executors of those dying, to deliver up Books, &c.

Committee to balance and settle Accounts every Year on the First of April.

Provision for Contingencies and Division of Profits.

Engineers, Surveyors, Collectors, and other Officers of the said Company of Proprietors who shall at any Time quit or be dismissed from the Service of the said Company, and the respective Executors or Administrators of those who may happen to die, shall immediately thereupon produce and deliver up to the said Committee of Management, or to such Person or Persons as they shall direct, all Books, Accounts, Writings, and Papers whatsoever which shall be in the Custody or Power of such Treasurers, Secretaries, Engineers, Clerks, Surveyors, Collectors, or other Officers, Executors, or Administrators respectively, in anywise relating to the said intended Undertaking; and the said Committee of Management shall have full Power and Authority and they are hereby required to balance or cause to be balanced the Books of the said Company upon the First Day of *April* in every Year, beginning on the First Day of *April* which will be in the Year One thousand eight hundred and seven, and the same, being so balanced, shall be examined, doctored, and signed by a Quorum of the said Committee of Management within Three Weeks thereafter, and shall be produced at the General Meeting of the said Company of Proprietors to be held upon the First *Wednesday* in the Month of *May* in every Year, so that any of the Proprietors attending the same Meeting may have an Opportunity of inspecting the same; and an Abstract of the said Balance, showing the Situation of the Affairs of the said Company, shall be signed by the said Committee of Management, and shall be printed, and a Copy thereof shall be sent to and left at the usual Place of Abode of each of the Proprietors of the said Company, residing in the said City of *Glasgow* or in the Vicinity thereof, and of the known Agents or Attornies of Proprietors residing abroad, or at a Distance from the said City of *Glasgow*, at least Eight Days previous to each General Meeting of the said Company of Proprietors in the Month of *May*; and the said Committee shall also on the said First Day of *April* in every Year call for, audit, and settle all Accounts of Money received, paid, laid out, and disbursed up to that Time for or on account of the said Company of Proprietors by the Treasurers, Collectors, and other Officers so to be appointed as aforesaid, or by any other Person or Persons to be employed on behalf of the said Company in or about the said intended Undertaking: Provided always, that it shall be lawful for the said Committee to call for, audit, and settle such Accounts or any of them oftener than once in a Year, if they shall deem it proper and expedient so to do; and they are hereby empowered to employ such Agents, Attornies, and Contractors, and other Persons as they shall think fit, for the purpose of auditing and settling the said Accounts, and for the purpose of calling for, auditing, and settling the same, and for the purpose of receiving and paying the same, and for the purpose of doing all such other things as may be necessary for the purpose of the said Undertaking.

XIII. Provided always, and be it enacted, that such a Sum as the said Committee of Management shall think proper, not being less than Six thousand Pounds, shall be set apart out of the Profits to arise from the said Undertaking to answer Contingencies, before any Dividend shall be made among the said Proprietors of any Part of the said Profits, and such Sum so set apart shall be lodged in the Bank of *Scotland* or the *Royal Bank of Scotland*, or be invested in Government Securities, or lent out at Interest upon Real Securities to be approved of by the said Committee of Management; and the Dividends hereof, as well as the yearly Profits to arise from the said Undertaking, so soon as such Sum shall have been set apart as aforesaid, shall be divided among the several Proprietors of the said Company according to the Shares which they severally hold in the said Undertaking; but if, from any Accident which may happen to the said Undertaking, the said Sum of



Money set apart, shall be required to repair the same, no Dividend shall be made of the Profits to arise from the said Undertaking until another Sum not less than Six thousand Pounds shall be set apart as aforesaid.

XIV. Provided always, and be it enacted, That it shall and may be lawful for the said Company of Proprietors, at any of their General Assemblies, to be holden pursuant to this Act, to appoint Three or more Proprietors of the said Undertaking, not being of the Committee of Management, as a Committee of Accounts to examine all Accounts of Money received, paid, laid out, and disbursed for or on account of the said Company of Proprietors, and to make a Report thereupon to the next General Assembly of the said Proprietors.

XV. And be it further enacted, That the Committee of Management shall have full Power and Authority from Time to Time, at any of their Meetings as aforesaid, to make such Call or Calls for Money from the several Subscribers to and Proprietors of the said Undertaking, in order to defray the Expences of or carrying on the same, as they shall from Time to Time find wanting and necessary for those Purposes, so that no such Call shall exceed the Sum of Ten Pounds for or in respect of every Share in the said Undertaking, and so that no such Calls be made but at the Distance of Three Calendar Months at least from each other, and so that Twenty-one Days Notice at least shall be given of every such Call by Advertisement in some Newspaper usually published in the said City of Glasgow, all which Money so to be called for as aforesaid shall be paid into the Hands of the Treasurer of the said Company of Proprietors, to be issued, paid, and applied for carrying on the said Undertaking in such Manner as the said Committee of Management shall from Time to Time order and direct; and that the said Committee of Management shall also have full Power and Authority at every such Meeting as aforesaid, on behalf of the said Company of Proprietors, to contract for and purchase all such Lands, Tenements, or Heritages, and all such Materials and other Things as shall or may be wanted for the said Undertaking and the Works hereby authorized to be made, and to treat and agree with any Person whomsoever touching the Compensation to be made for any Damages to be done in the Exercise of the Powers hereby given, and to enter into and make such Contracts and Agreements with any Contractors, Agents, Workmen, Servants, or other Persons in and about or for the carrying on of the said Undertaking and Works, or any Part thereof, as shall be thought expedient, and to enter into and make all such other Contracts, Bargains, and Agreements whatsoever touching or in anywise concerning the said Undertaking as they shall think proper, and to order and direct how the several Works shall from Time to Time be carried on, and generally to direct and manage all and singular their Affairs and Business of the said Company of Proprietors, and to do, execute, and perform all Acts, Matters, and Things which the said Company are by this Act authorized and empowered to do, save and except such only as are hereby expressly directed to be done by the Proprietors at large at any Meeting or Meetings of such Proprietors to be held as herein before and herein after mentioned.

Committee of Accounts may be appointed.

Committee of Management may make Calls for Money;

may contract for and purchase Lands, &c.;

and may generally manage the Business of the Company.

Committee of Management not to be answerable for Omissions.

XVI. Provided always, and be it enacted, That the said Committee of Management shall not be answerable for Mistakes or Omissions, nor for the Sufficiency or Responsibility of any Security or Securities to be taken under the Authority of this Act, nor for Receipts, Acts, or Commissions of the Treasurer, Secretary, or any Clerk, Agent, or Servant of the said Company, nor any one of the said Committee for the others, but each of them for his own Receipts, Acts, and Omissions only.

Committee to enter their Proceedings.

XVII. And be it further enacted, That the Committee of Management shall enter or cause to be entered into Books to be provided for that Purpose at the Expence of the said Company of Proprietors a full and true Account of all Money disbursed and Payments made by such Committee, and by all and every Person and Persons employed by or under them, and of all Monies that shall be paid to or received by them respectively for or on account of the said Company of Proprietors, and also a full and true Account, or proper Notes and Minutes of every Contract, Bargain, and Agreement which shall be entered into by them respectively for or on behalf of the said Company of Proprietors, and of all and singular their respective Orders, Transactions, and Proceedings whatsoever in and about the Affairs and Business of the said Company, but that no Money shall be issued or paid by the Treasurer to the said Company of Proprietors for or on account of the said Company otherwise than in such Manner as shall be directed by the Committee of Management at some General or adjourned Meeting as aforesaid; and every such Book, and all other Books, Papers, and Writings belonging to the said Company of Proprietors, shall at all reasonable Times be open to the Inspection of all the said Proprietors, who may take Copies thereof or Extracts therefrom without Fee or Reward.

Money not to be issued by Treasurer without an Order of the Committee.

Committee of Management may make Bye Laws.

XVIII. And be it further enacted, That the said Committee of Management shall also have full Power and Authority from Time to Time at any such Meeting as aforesaid to make such Rules, Orders, and Bye Laws as to them shall seem meet and proper for the good Government of the Affairs of the said Company of Proprietors, and for regulating the Proceedings of the said Committee of Management, and for the regulating of all Officers, Workmen, and Servants to be employed in and about the Affairs or Business of the said Company of Proprietors, and for the well and orderly using of the said intended Undertaking, and the Reservoirs, Pipes, or Aqueducts and Works thereto belonging, and for the orderly Behaviour of all Watermen and other Persons who shall be employed in or about the said Undertaking, and for the Superintendence and Management of the said Undertaking in all respects whatsoever, and from Time to Time to alter or repeal such Rules, Orders, and Bye Laws, or any of them, and to make others, and impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against such Rules, Orders, and Bye Laws, or any of them, not exceeding the Sum of Five Pounds for any One Offence, as to the said Committee of Management shall seem meet and expedient; and all Rules, Orders, and Bye Laws so to be made, as aforesaid, being reduced into Writing, and the Common Seal of the said Company thereto affixed by the said Committee of Management shall be binding upon and be observed by all Persons using or in anywise concerned in the said Undertaking.

ing, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act under the same; provided that such Rules, Orders, and Bye Laws be not repugnant to the Laws of that Part of the United Kingdom called *Scotland*, or any of the express Directions or Provisions of this Act; and provided that Copies of such Rules, Orders, and Bye Laws, or of such of them as shall concern or relate to the using of the said intended Undertaking, and the Reservoirs, Pipes, Aqueducts, and Works belonging thereto, or to the Conduct and Behaviour of Watermen, Officers, Servants, or other Persons employed in or about the said Undertaking, or of the Persons receiving Water therefrom, shall first have been approved of at some General Assembly of the said Proprietors, and shall be written or printed in large Characters, and be fixed and continued in some conspicuous Place or Places at the said Reservoirs, and where the Business of the said Undertaking shall be transacted.

XIX. Provided always, and be it enacted, That any Person or Persons thinking himself, herself, or themselves aggrieved by any Order or Judgment made or given in pursuance of any such Rule, Order, or Bye Law may, within Three Calendar Months next after any such Order, Judgment, or Determination shall have been made or given, (first giving Twenty-one Days Notice of such Complaint to the Person or Persons against whom such Complaint is intended to be made,) complain to the Justices of the Peace at the General Quarter Sessions to be held in and for the said County of *Lanark*, who shall in a summary Way either hear and determine the said Complaint at such General Quarter Sessions, or, if they think proper, may adjourn the hearing thereof to the next General Quarter Sessions of the Peace to be held for the said County, and the said Justices may, if they see Cause, mitigate any Forfeiture or Fine, and may order any Money to be returned, which shall have been levied in pursuance of such Rule, Bye Law, Order, or Determination, and may also order and award such further Satisfaction to be made to the Party injured as they shall judge reasonable; and the Determination of such Justices of the Peace at their Quarter Sessions shall be final and conclusive, without being subject to Advocation, Suspension, or Reduction, any Law or Statute to the contrary notwithstanding.

Bye Laws  
subject to  
Appeal.

XX. And be it further enacted, That if it shall at any Time appear to the Committee of Management to be necessary or expedient to call a Special Meeting of the Proprietors at large for the more effectually putting this Act in execution, or in order to take their Opinion respecting any Matter or Thing to be done in or about the said Undertaking, it shall be lawful for the said Committee of Management, pursuant to an Order or Resolution for that Purpose to be made at any Meeting of the same Committee, to call a Special Meeting of the Proprietors at large by public Advertisement in some Two Newspapers published in the said City of *Glasgow*, specifying in such Advertisement the Cause of calling such Special Meeting, and the Time and Place when and where the same shall be held, the Time being not less than Twenty-one Days after such Notice shall be given; and the said Company of Proprietors are hereby authorized and required to meet pursuant to such Notice, and to take into consideration the Matters to be submitted to them by the said Committee of Management, and specified in such Notice; and the Decision and Determination of the Proprietors present at such Meeting, or the major

Committee  
of Management  
may call Special  
Meetings of  
Proprietors  
at large.

Part



Share or Shares by such Person or Persons, to the said Company of Proprietors.

XXII. And be it further enacted, That in Actions brought by the said Company against any Owner or Owners of any Share or Shares in the said Undertaking to recover any Sum or Sums of Money due and payable to the said Company for or by reason of any Call or Calls made by virtue of this Act, it shall be sufficient for the said Company to declare and allege that the Defendant or Defendants, being a Proprietor or Proprietors of such or so many Share or Shares in the said Undertaking, is or are indebted to the said Company in such Sum or Sums of Money as the Call or Calls in arrear shall amount unto for such and so many Call or Calls of such or so many Sum or Sums of Money upon such or so many Share or Shares belonging to the said Defendant or Defendants (as the Case may happen to be), whereby an Action hath accrued to the said Company by virtue of this Act, without setting forth the special Matter; and in such Action it shall only be necessary to prove that the Defendant or Defendants at the Time of making such Call or Calls was or were Proprietor or Proprietors of some Share or Shares in the said Undertaking, and that such Call or Calls was or were in fact made, and that such Notice thereof was given as is directed by this Act, without proving the Appointment of the Committee who made such Call or Calls, or any other Matters whatsoever, and the said Company shall thereupon be entitled to recover what shall appear due, unless it shall appear that any such Call exceeded the Sum of Ten Pounds for every Sum of Fifty Pounds, or was made within the Distance of Three Calendar Months from the last preceding Call, or without Notice given as aforesaid; and after Judgment shall be given for the said Company in any such Action Execution shall not be stayed by reason of any Appeal against any such Judgment in any competent Court of Law in Scotland, or any Writ of Error brought by the Defendant or Defendants in any such Action in any of His Majesty's Courts of Record at Westminster or Dublin, unless such Defendant or Defendants, with Two sufficient Sureties, shall first become bound to the said Company by Recognizance to be acknowledged in the Court in which such Judgment shall be given, in Double the Sum adjudged to the said Company by such Judgment, to prosecute the said Appeal or Writ of Error with Effect, and also, if the said Judgment be affirmed, or the said Writ of Error be non-prossed, to satisfy and pay the Debt, Damages, and Costs adjudged by the said Judgment, and all Costs and Damages to be awarded for Delay of Execution.

Directing the Proceedings in Actions for Calls.

XXIII. And be it further enacted, That it shall be lawful for the several Proprietors of the said Undertaking, his, her, or their respective Executors, Administrators, and Assigns, to sell and dispose of any Share or Shares to which he, she, or they may be entitled therein, subject to the Rules and Conditions herein mentioned, the Conveyances of which Shares may be in the Form or to the Effect following, *videlicet*,

Shares may be sold.

I, A. B. of [City] in consideration of [Sum] paid to me by C. D. of [City] do hereby bargain, sell, assign, and transfer to the said C. D. the Sum of [Sum] of the Capital Stock of and in the Glasgow Waterworks, being One Share or so many Shares, [Loc. & Per.]

Form of Conveyance.



XXVI. And be it further enacted, That the Bodies Politic and Corporate, and all and every Person and Persons whose Names shall at any Time hereafter stand in the said Register Book or List of Proprietors of the said Company, either as Proprietor or Proprietors of One or more Shares or Shares in the said Undertaking, whether as Subscribers, or as Successors, Executors, Administrators, or Assignees of Subscribers, shall be deemed and taken to be the Proprietors of the several Shares standing in the said Book in their respective Names, and shall be subject and liable to the Payment of all and every Call and Calls made and to be made thereon, and to all Actions, Suits, Forfeitures, and Penalties, to which original Proprietors of Shares in the said Undertaking are made subject and liable by this Act; and that all Notices hereby required to be given previous to the Forfeiture of Shares to the Proprietors thereof shall, if given to the Persons appearing by the said Register Book of the said Company, to be such Proprietor or Proprietors, or their Representatives, or left at his her, or their last or most usual Place of Abode, be in all respects good sufficient, and conclusive; and all Payments of Interest and Dividends due and to grow due on any such Shares shall be made to such Persons as by the said Book of the said Company shall so appear to be Proprietors thereof; and that no Assignment, Transfer, Bargain, or Sale of any Share or Shares or other Instrument giving Title to any such Share or Shares which shall not have been enrolled or registered as directed by this Act shall be admitted as Evidence either to defeat any Action or Suit brought or to be brought by the said Company of Proprietors to recover the said Calls, or to entitle any Person or Persons to recover any Share or Shares forfeited to the Company of Proprietors, or to make the said Company of Proprietors liable to the Payment of Dividends to any other Person than such as appear upon the said Book to be Proprietors of the said Shares, but that in all such Cases the said Book shall be considered as sufficient and conclusive Evidence of the Proprietorship of the said Shares.

For the Purpose of making and recovering Calls, the Persons whose Names are standing in the Company's Books as Proprietors are to be deemed the actual Proprietors.

XXVII. And be it enacted, That it shall and may be lawful for the said Company of Proprietors and they are hereby empowered to raise and convey Water from the said River of *Clyde* into a Reservoir or Reservoirs to be formed in the said Lands of *Dalmarnock*, purchased from the said *John Clarke* as aforesaid, and to convey the Water from the said Reservoir or Reservoirs in Pipes under Ground through the Lands belonging to the aforesaid *John Buchanan*, *Archibald Grahame*, and *Robert Scott*, and under the Road from *Camlachie* to *Glasgow* and *Sidney Street*, into a Reservoir or Reservoirs to be formed in the said Lands of *Middle* and *New Gallomuir*, purchased from the said *Robert Marshall* as aforesaid, and to purchase and procure, with the Consent of the Proprietors thereof, all the Ground which may be necessary for the Construction of another Reservoir or other Reservoirs, and convey and distribute Water from every such Reservoir or Reservoirs in Pipes through the City and Suburbs of *Glasgow* to the Houses of the Inhabitants thereof, agreeing with the said Company of Proprietors to be supplied with such Water, and to purchase all Grounds necessary for making any such Reservoir or Reservoirs, and to erect Steam Engines, lay Pipes, make and construct such other Works, Buildings, and Erections, and other Conveniences, and to do every other Matter and Thing necessary for the conveying Water from the said River *Clyde* at the aforesaid Lands of *Dalmarnock* for supplying the said City and Suburbs of

Power to raise Water and convey it in Pipes.

*Glasgow*









Days Notice in Writing shall have been given to the Lords Provost; and the Magistrates of the said City for the Time being, his or her Town Clerk's Office in the said City; and that the said Company of Proprietors shall, as soon as conveniently may be, replace and make good all such Streets, Sewers, and Drains as it may be necessary to take up or to injure in executing any of the Powers of this Act.

to the Magistrates of Glasgow.

XXXIV. And whereas, from the rapid Increase of the Population of the said City and Suburbs of Glasgow, new Streets are continually laying out for the Accommodation of the Inhabitants; be it therefore enacted, That nothing herein before contained shall extend or be construed to extend to prevent or hinder any Person or Persons, Bodies Politic or Corporate whatever, from laying out new Streets and erecting new Buildings upon Lands through Part or Parts of which Water may be conveyed under the Authority of this Act, but that every Proprietor and Owner through or upon whose Property any of the Pipes hereby authorized to be laid or constructed shall be placed shall and may, after Six Calendar Months previous Notice in Writing to be by them respectively given to the Treasurer or Secretary for the Time being of the said Company of Proprietors, in order that such Company may have full Time and Opportunity to alter and change the Course of the same, be at full Liberty to proceed in laying out such new Streets and erecting such new Buildings, provided that by such Removal or Alteration of the Line of the said Pipes the said Company of Proprietors shall not thereby be prevented from supplying the said Inhabitants of the said City and Suburbs with Water according to the true Intent and Meaning of this Act, any thing herein contained to the contrary in anywise notwithstanding.

Proprietors not prevented from building.

XXXV. And be it further enacted, That the said Company of Proprietors shall and do make or tender Satisfaction to the Owners and Occupiers of and Persons interested in any Lands, Grounds, Tenements, or Heritages which shall be required for any of the Purposes of this Act before they shall in anywise make use of the same, and also for any other Lands, Grounds, Tenements, or Heritages which shall be damaged in the Execution or by virtue of any of the Powers aforesaid, for the Lands, Grounds, Tenements, and Heritages so to be taken, used, or damaged; and in case the Parties shall not agree touching the Amount of such Satisfaction within the Space of Twenty Days after Application shall have been made for that Purpose, by or on behalf of the said Company of Proprietors, to the respective Owners and Occupiers of and Persons interested as aforesaid, then upon Payment of such Sum or Sums of Money as shall be awarded by a Jury of Fifteen Persons, summoned and chosen by the Sheriff, of any of the said Counties within which such Lands or Houses shall be situated, in such Manner as Juries are summoned and chosen by Sheriffs of Counties in Scotland, whose Determination is hereby declared to be final, without being subject to Suspension, Advocation, or Reduction, and in the Event that such Jury shall award a greater Compensation than the Company shall have offered, but less than the Owner or Owners, Occupier or Occupiers, shall have required, the Expence of such Jury shall be defrayed and borne by the said Company and the said Owner or Owners, Occupier or Occupiers, equally, but in case the said Jury shall award to such Owner or Owners, Occupier or Occupiers, the Sum so required, or any greater Sum,

Satisfaction to be made.

as aforesaid

newly added

sum, the whole of the said Expence shall be paid by the said Company; and, on the other Hand, if the said Jury shall award the Sum offered by the Company, or a less Sum, the whole of the said Expence shall be paid by the said Owner or Owners, Occupier or Occupiers: Provided always, that in all Cases where any Person or Persons shall by reason of Absence be prevented from treating with the said Company, such Costs and Expences shall be borne and paid by the said Company: Provided also, that after having offered to the Proprietor or Proprietors, Occupier or Occupiers of the Land or Houses, such Sum as the said Company shall think reasonable, it shall and may be lawful for them to enter into and upon such Lands or Houses for the Purposes of this Act, and no Stop shall in the meantime be put to the Operations of the said Company on Pretence of settling the said Damage, or that they have not been satisfied of such Money shall from time to time be paid by Order and

Bodies Politic empowered to sell and convey Lands.

XXV. And be it further enacted, That it shall and may be lawful to and for all Bodies Politic, Corporate, or Collegiate, Husbands, Guardians, Trustees, and Feoffees in Trust for charitable and other Purposes, Committees, Executors, and Administrators, and all other Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Custodie Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Coverd, who are or shall be seised, possessed of, or interested in their own Right, or entitled to any other Interest therein, and for every other Person or Persons whomsoever who is, are, or shall be seised, possessed of, or interested in any Lands, Grounds, Tenements, or Heritages which shall be necessary for the Purposes aforesaid, to contract for, sell, and convey the same and every Part thereof unto the said Company of Proprietors; and all Bodies Politic Corporate, or Collegiate, and all other Persons whomsoever conveying as aforesaid, are hereby indemnified for what they shall respectively do in relation to any such Sale which he, she, they, or any of them shall make by virtue and in pursuance of this Act, and all such Contracts, Agreements, Sales, Conveyances, and Assurances shall be made at the Expence of the said Company of Proprietors, and such of them as shall be made of any Lands, Tenements, or other Heritages to the said Company of Proprietors shall be made according to the Forms and Customs prescribed by the Laws of Scotland.

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Contracts and Sales to be made at the Expence of the Company.

XXVII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Heritages purchased, taken, or used by virtue of the Powers of this Act, for the Purposes thereof, which are held under Entail, or are subject to Life Rents, Annuities, or other Incumbrances, or shall belong to any Corporation, married Woman, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, such Money shall in case the same shall amount to the Sum of fifty thousand Pounds, under the Direction and by the Authority of the Court of Session, be with all convenient Speed paid into the Bank of Scotland or Royal Bank of Scotland, to the Interest that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be presented on a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Heritages, in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrances,

Application of Compensation Money when exceeding 20000

cumbrances, or Part thereof, as the said Court shall authorize to be paid affecting the same Lands, Tenements, or Heritages, or affecting other Lands, Tenements, or Heritages standing settled therewith to the same, or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Heritages, which shall be conveyed and settled to, for and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands, Tenements, or Heritages which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime and until such Purchase shall be made the Interest or annual Produce of such Money shall from Time to Time be paid by Order of the said Court to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Heritages so hereby directed to be purchased, in case such Purchase or Settlement were made.

XXXVIII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Heritages purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Heritages so purchased, taken, or used, or of his, her, or their Tutors or Curators in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, under the like Direction and Authority, be paid into either of the said Banks, and be placed to his, her, or their Account as aforesaid, in order to be applied in manner herein before directed, or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of, by Three or more of the said Committee of Management (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Interest arising thereon may be applied in any Manner herein before directed, so far as the Case may be applicable.

XXXIX. Provided also, and be it further enacted, That where any Money so agreed or awarded to be paid as next before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Heritages so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Committee of Management, or any Three or more of them, shall think fit, or in case of Infancy or Lunacy, to their Tutors or Curators, do on for the Use and Benefit of the Person or Persons who would be entitled respectively to the Rents and Profits of the said Lands, Tenements, or Heritages, in the Purchase or Redemption of the said Tax, or Discharge of any Debt or other Incombrances.

If under 200<sup>l</sup>. and above 20<sup>l</sup>.

When under 20<sup>l</sup>. Sterling.

In case of not making out Titles, or if Persons cannot be found, Purchase Money to be paid into the Bank.

For conveyance of the said Lands, Tenements, or Heritages, to the Credit of the Parties interested in the said Lands, Tenements, or Heritages, as directed by the said Court of Session, in pursuance of this Act.

In case of questionable Title, Possessor to be deemed to have a Title until the contrary shall be shown.

Expences of Purchases may be al-

And be it further enacted, That in case the Personal Persons whom any Sum or Sums of Money shall be awarded for the Purchase of Lands, Tenements, or Heritages, has been purchased by virtue of this Act shall refuse to accept the same, or shall not be able to make a good Title of the Premises, to the Satisfaction of the said Company of Directors, or in case such Person or Persons, to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Heritages be not known or discovered, then and in every such Case, it shall and may be lawful to and for the said Committee of Management, or any Three or more of them, to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of Scotland or Royal Bank of Scotland to the Credit of the Parties interested in the said Lands, Tenements, or Heritages (describing them) subject to the Order, Control, and Disposition of the Court of Session, which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Petition, shall be and is hereby empowered, in a summary Way of proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title, or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of Scotland or Royal Bank of Scotland, who shall receive such Sum or Sums of Money, as hereby are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

XLII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of Scotland or Royal Bank of Scotland, under the Direction, and by the Authority of the Court of Session, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Heritages, or any Estate, Right, or Interest, in any Lands, Tenements, or Heritages to be purchased in pursuance of this Act, or to any Lands, Tenements, or Heritages to be purchased with any such Money, or to the Rents and Profits thereof, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Heritages at the Time of such Purchase, and all Persons claiming under such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Heritages according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court; and the Rents and Profits of the Lands, Tenements, and Heritages to be purchased with such Money, and also the Lands, Tenements, and Heritages so purchased shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Heritages, or to some Estate or Interest therein.

XLIII. Provided always, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation,

tion, entitled to any Lands, Tenements, or Heritages to be purchased under the Authority of this Act; the Purchase Money for the same shall be required to be paid into the said Court, and to be applied to the Purchase of other Lands, Tenements, or Heritages to be settled to the like Uses in pursuance of this Act; it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the Court shall deem reasonable, to be paid by the said Company of Proprietors, who shall from Time to Time pay such Sums of Money for such Purchases as the said Court shall direct.

XLIII. And be it further enacted, That such of the Inhabitants of the said City and Suburbs of Glasgow as shall be desirous of having the Water laid into their Houses or Offices may and are hereby authorized and empowered, at their own Expence (having first obtained the Consent in Writing under the Hand of such Person as shall be authorized by the said Committee of Management to give such Consent), to open the Ground between the Pipes belonging to the said Company and the respective Houses, Brewhouses, Manufactories, or Offices of such Inhabitants, and to lay Leaden or other Pipes (the Bore thereof to be ascertained by the said Company) from such respective Houses, Brewhouses, Manufactories, or Offices, to communicate with the Pipes belonging to the said Company, in any Road, Street, Lane, Passage, or Place within the said City and Suburbs of Glasgow; such respective Inhabitants of the said City and Suburbs of Glasgow and Places adjacent making Satisfaction in the Manner directed by this Act to the Owners and Occupiers of and Persons interested in any Lands, Grounds, Tenements, or Heritages which shall or may be injured by such Inhabitants, and also paying to the said Company of Proprietors yearly, quarterly, or monthly such Sum or Sums of Money for such Water as shall be mutually agreed upon between them; and in case of Default in Payment of any such Sum or Sums of Money so agreed to be paid as aforesaid, it shall and may be lawful for the said Company to cause the Pipe or Pipes belonging to the Person or Persons making such Default, and communicating with any Main Pipe or Pipes belonging to the said Company, to be separated from the said Pipe or Pipes with which the same shall so communicate, and to cause the Water to be stopped from issuing or running into the House, Office, Work, or Manufactory of every Person making such Default; and that the Sum and Sums of Money which shall be due and in arrears from such Person or Persons to the said Company of Proprietors shall and may be recovered by the said Company, by Distress and Sale of the Goods and Chattels of the Persons liable to pay the same, in the same Manner as Rents payable by any Lease may by Law be recovered; and if any Person shall lay or cause to be laid any Leaden or other Pipe to communicate with any main Pipe or other Pipe belonging to the said Company of Proprietors, without such Consent being obtained as aforesaid, every such Person shall forfeit and pay to the said Company of Proprietors, their Successors, Executors, Administrators, or Assigns, the Sum of Twenty Shillings for every Day such Pipe shall so remain: Provided always, that such Inhabitants of the City of Glasgow as shall have laid Leaden Pipes as aforesaid shall be at liberty to remove and take away the same and the Cocks thereunto relating.

XLIV. Pro-

lowed by the Court, and shall be applied to the Purchase of other Lands, Tenements, or Heritages to be settled to the like Uses in pursuance of this Act; it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the Court shall deem reasonable, to be paid by the said Company of Proprietors, who shall from Time to Time pay such Sums of Money for such Purchases as the said Court shall direct.

For conveying Water from the Company's Pipes to the Houses of Inhabitants.

to be paid by the said Company of Proprietors, who shall from Time to Time pay such Sums of Money for such Purchases as the said Court shall direct.

Expences of Purchases may be al-





the said Pavement and Ground, and other Things shall not be made good as aforesaid, to be applied to the Use of the Road of the City of Glasgow aforesaid, and to be sued for, recovered, and levied by the Lord Provost and Magistrates of the said City by the same Ways and Means as are in this Act directed in the Case of other Penalties, and in the Event that the said Pavement and Ground and all Things that shall have been so removed shall not have been made good within Seven Days as aforesaid, then it shall and may be lawful for the said Lord Provost and Magistrates, or the Proprietor or Proprietors thereof, as the Case may be, to order and direct such Pavement and Ground and all Things which shall have been so removed as aforesaid to be made good at the Expence of the said Company, or Person or Persons with whom they shall have agreed as aforesaid, and to sue for and recover such Expence by the same Ways and Means by which any Penalty may be sued for and recovered by virtue of this Act.

XLVIII. And be it further enacted, That if any Person shall wilfully or maliciously hinder or interrupt the said Company of Proprietors, or their Deputies, Agents, Workmen, or Servants, or any of them, in doing and performing any of the Works or in exercise of any of the Powers and Authorities by this Act granted, or shall in anywise cause or procure the same to be done, every Person so offending shall for every such Offence forfeit and pay to the said Company of Proprietors, or to the proper Person or Persons by them authorized in that Behalf, any Sum not exceeding Ten Pounds, and also the full Amount of the Damage which shall be sustained by such Hindrance or Interruption, such Damage to be recovered in like Manner as any Penalty or Forfeiture can or may by virtue of this Act be recovered.

Penalty for interrupting Workmen.

XLIX. And be it further enacted, That if any Person shall wilfully or maliciously break, throw down, damage, or destroy any Works to be erected and made by virtue of this Act, or destroy, damage, or injure any Engine, Waterhouse, Reservoir, Pipe, Plug, or other Matter or Thing which shall be made, provided, or procured for the Purposes of this Act, or any of the Materials used or provided for the same, every such Person shall forfeit and pay to the said Company of Proprietors any Sum not exceeding Twenty Pounds; and also the full Amount of the Damage which shall be recovered in like Manner as the said Penalty is hereby authorized to be recovered.

Penalty for injuring the Works.

L. And in order to preserve the Water to be conveyed into the said City and Suburbs of Glasgow pure and wholesome, be it enacted, That no Person shall bathe in any of the said Reservoirs or Basins, or wash any Dogs or other Animals therein, or cast, throw, or put any Dog or Cat, or other Filth, Dirt, or any noisome or offensive Thing, or wash or clean any Cloth, or any Wool, Cotton, Linen, Leather, or any noisome or offensive Thing, in any of the said Reservoirs or Basins, or suffer the Water of any Sink, Sewer, or Drain to run or be conveyed into the same or into any of the said Pipes, or cause any other Annoyance to be done to the said Water thereof, upon Pain of forfeiting to the said Company of Proprietors for every such Offence any Sum not exceeding Five Pounds.

Penalty for injuring the Water.

Water may be used for extinguishing Fire.

And be it further enacted, That it shall and may be lawful for any Person or Persons whatsoever at all Times to use and employ the Water which shall so as aforesaid be conveyed in the said Pipes in the extinguishing of any Fire or Fires which may happen to any House or Building within the said City and Suburbs, without making any Compensation or Satisfaction for the same to the said Company of Proprietors, or any other Person or Persons whatsoever; and that proper Fire Plugs, with painted Directions or Marks on the Houses and Buildings in the said City and Suburbs shall be provided at the Expence of the said Company of Proprietors, the Number and Situations of which shall be fixed by Persons severally appointed by the Master of the Works of the City of *Glasgow* for the Time being and the said Company of Proprietors.

Property of the Undertaking vested in the Proprietors.

LII. And be it further enacted, That the Property of and in the said Undertaking and the Profits arising therefrom, after deducting the Money laid out in obtaining and passing this Act, and of making the different Surveys and Plans of the same, and of the Lands and Grounds through which the same is intended to be carried as aforesaid, and making and constructing the Works authorized by this Act, and all other incidental Costs, Charges, and Expences whatsoever touching or concerning the same in anywise howsoever which shall be respectively borne, paid, and defrayed by the said Company of Proprietors, is and are hereby vested in the said Company of Proprietors, and they shall severally and respectively be entitled thereto, in such Shares and Proportions and in the Manner prescribed by this Act.

Recovery of Penalties.

LIII. And be it enacted, That the Penalties and Forfeitures authorized to be sued for, levied, and recovered by this Act shall and may be sued for, levied, and recovered by the said Company of Proprietors in the same Way and Manner as Debts are sued for, levied, and recovered by the Law of *Scotland*.

To compel Payment of Subscriptions.

LIV. And be it enacted, That the several Persons who have subscribed or who shall hereafter subscribe any Money for and towards making and completing the said Undertaking shall and they are hereby required to pay the Sum or Sums of Money by them respectively subscribed, or such Parts or Portions thereof as shall from Time to Time be called for by the said Committee of Management, under and by virtue of the Powers and Directions of this Act, at such Times and Places as shall be directed by the said Committee in manner before mentioned; and in case any Person or Persons shall neglect or refuse to pay the same at the Time and in the Manner required for that Purpose it shall be lawful for the said Company of Proprietors to sue for and recover the same in any Court of Law or Equity.

If Act not carried into execution in Five Years, then to cease and determine.

LV. Provided always, and be it further enacted, That in case the said Company of Proprietors shall not have brought a Supply of Water for the Use of the Inhabitants of the said City and Suburbs of *Glasgow*, in the Manner directed by this Act, within the Space of Five Years next after the passing thereof, then this Act and the several Powers and Authorities hereby granted shall cease and determine.

LVI. And



