



53G.3.c.20.

Company of Proprietors were thereby authorized, in the First Instance, to raise and contribute amongst themselves, in such Proportions as they should think proper for the Purposes of the said Act, any Sum or Sums of Money, not exceeding in the Whole the Sum of Sixty thousand Pounds, to be divided into Shares of One hundred Pounds each, the Holders of which Shares should be entitled to the entire and net Distribution of an equal proportionable Part of the Profits to accrue by the Rates and other Sums of Money to be raised by the said Company by the Authority of the said Act; and it was enacted, that the said Shares should be deemed and taken to be Personal Estate, and transmissible as such; and it was further enacted, that in case the Money therein-before authorized to be raised should be found insufficient, it should be lawful for the said Company to raise and contribute amongst themselves, or to raise by the Admission of new Subscribers, any further or other Sum of Money for completing the said Undertaking, not exceeding the Sum of Fifty thousand Pounds; and the said Company were thereby authorized to borrow and take up at Interest all or any Part of the said Sum of Fifty thousand Pounds on the Credit of the said Undertaking, and to assign the Property thereof, and the Sums to arise thereby, as a Security for the same, with Interest, in Manner therein expressed: And whereas by an Act passed in the Fifty-third Year of the Reign of His present Majesty, intituled *An Act for enlarging the Powers of an Act of His present Majesty, for supplying with Water the Towns of Manchester and Salford, in the County Palatine of Lancaster*, after reciting the said first recited Act, and that, in pursuance of the Powers and Authorities thereof, the said Sum of Sixty thousand Pounds, and also the said further Sum of Fifty thousand Pounds, had been severally raised and contributed by the said Company of Proprietors, and the Whole thereof laid out in the making and constructing of the said Waterworks; and further reciting, that the said Company of Proprietors had, in the Execution of the Works already completed or then in progress, expended further Sums of Money, and incurred Debts, and were then liable to various Demands which they had not the Means of discharging or answering, nor could the necessary Works be completed unless the said Company were empowered to raise a further Sum of Money for that Purpose, it is by the now reciting Act enacted, that it should be lawful for the said Company of Proprietors to raise and contribute amongst themselves for the Purposes of the said Act, in addition to the Money already raised, any Sum or Sums, not exceeding in the Whole the Sum of One hundred thousand Pounds, in such Proportions as they should think fit; and which said Sum of Money when raised should be applied, in the first Place, in discharging the Expences of obtaining and passing the now reciting Act, and reimbursing to the Proprietors of the said Undertaking all Advances by them or any of them, and paying all such Sums of Money as the said Company were then liable to pay, and for otherwise carrying the Purposes of the said Acts into Execution; and which said Sum of One hundred thousand Pounds should be divided into Shares of One hundred Pounds each; and such new or additional Shares, and the several Shares created by virtue of the said first recited Act, should to all Intents and Purposes be consolidated and be one and the same joint Stock and Property; and by the now reciting Act, the said Company of Proprietors were empowered to borrow and take up at Interest all or any Part of the said Sum of One hundred thousand Pounds, by way of Mortgage of the said Undertaking

and



and the Works thereunto belonging, and the Sums of Money to arise by virtue of the said Acts, or by granting Annuities to be payable out of such Sums of Money during the Life or Lives of the Purchaser or Purchasers thereof, or his or their Nominees, and redeemable or otherwise as the said Company should think proper; and the said Company were also authorized to borrow such further Sum of One hundred thousand Pounds, or any Part thereof, upon Bonds or Promissory Notes under their Common Seal, payable in such Manner, and with such legal or less Rate of Interest, as they should think proper, and either with or without an Option in the Holders of such Bonds or Notes of being admitted to hold Shares in lieu of the Principal Monies thereby secured; and all Persons to whom any such Securities should be given are declared equally entitled to a Claim or Lien on the said Rates and Sums of Money, in proportion to the Sums advanced, as if the same were advanced upon Mortgages or in the Purchase of Annuities, and without any Preference by reason of Priority of Date; and the Interest of the Money so to be borrowed is directed to be paid Half Yearly, in Preference to any Interest or Dividends to the said Company of Proprietors: And whereas the said Company of Proprietors have raised only a very small Part of the said Sum of One hundred thousand Pounds by the said last recited Act authorized to be raised by the Creation and Sale of new Shares in the said Undertaking; and the said Company have hitherto found it impracticable or inexpedient to raise any Part of the said Money by the Grant and Sale of Life Annuities under the Powers and Provisions of the said Act: And whereas the said Company of Proprietors have, at various Times since the passing of the said last recited Act, borrowed of several individual Proprietors of Shares in the said Undertaking divers Sums of Money, amounting in the Whole to the Sum of Twenty-nine thousand two hundred and thirty Pounds, or thereabouts, and for securing the Repayment of the greater Part thereof, with lawful Interest, have, in Conformity with the Provisions of the same Act, issued Bonds under the Common Seal of the said Company, with an Option in the Holders of such Bonds to become Proprietors of Shares in the said Undertaking, in lieu of the Principal Monies thereby secured; and a considerable Arrear of Interest remains due upon the said Bonds: And whereas the Sums of Money, from Time to Time borrowed as last aforesaid, have been very inadequate to the Current Charges and Expences of the said Company, in carrying on, extending, improving, completing, and maintaining the Waterworks, Reservoirs, Aqueducts, and other Works by the said first recited Act authorized and directed to be made and maintained; and in consequence thereof, the said Company of Proprietors and their Property and Effects remain liable to various Debts and Demands to a large Amount, and the said Works have not hitherto been completed in the Manner originally contemplated by the said Company: And whereas, in order to raise an adequate Sum of Money, as well for the Discharge of the said Principal Monies and Interest secured by the said Bonds, as also for the Liquidation and Discharge of all other the Debts and Demands existing against the said Company, and for carrying on and fully completing the said Works, it is necessary and expedient that the said Company of Proprietors should be invested with further and more extensive Powers and Authorities, as to the Creation and Sale of Shares and Annuities, than are given and granted in that Behalf by the said last recited Act; and it is expedient that the Powers and Provisions of the said Acts should

Power to  
raise more  
Money.

should be altered, amended, enlarged, and extended: 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 it shall and may be lawful to and for the Company of Proprietors of the *Manchester and Salford* Waterworks to raise any Sum or Sums of Money which they shall think expedient, on account and in Part of the said Sum of One hundred thousand Pounds, authorized to be raised by the said secondly recited Act, by the Creation of any Number of additional Shares of One hundred Pounds each, or of any Fractional Part, not being less than One Fourth Part of that Sum, and to sell and dispose of the same at such reduced Price or Consideration, and payable by such Instalments, and at such respective Times, as the said Company at any General or Special General Assembly, to be convened in the Manner and under the Authority of the said first recited Act or of this Act, shall resolve and determine upon in that Behalf; and that the said Company shall have full Power to sue for the Amount of such Instalments when due, either at Law or in Equity, in the same Manner as is provided by the said first recited Act with respect to the Calls thereby authorized to be made and enforced; and that every Person, or Body Politic or Collegiate, who shall become the Purchaser of any such Share upon the Terms aforesaid, shall be deemed a Proprietor in the said Undertaking, and shall, in respect of each and every additional Share of One hundred Pounds, have a like Vote by himself, herself, or themselves, or his, her, or their Proxy or Proxies, and shall also be liable to such Forfeitures and Penalties, and shall stand interested in all the Profits of such Undertaking, in Proportion to the nominal Amount of such Share, and shall be enabled to sell and transfer such Share; and shall enjoy and exercise all other Powers, Privileges, and Advantages relative thereto, as generally and extensively to all Intents and Purposes, as if such Share had been one of the Shares originally created under the Authority of the said first recited Act, and now vested in the several Proprietors of the said Undertaking; and the Admission of every such Person, or Body Politic or Collegiate, to any such new Share or Shares, pursuant to any Order or Resolution of the said Company of Proprietors, or their Directors for the Time being, shall be and be deemed to be a good and effectual Title to such Person, or Body Politic or Collegiate, and his or their respective Executors, Administrators, Successors, or Assigns, on his or their paying to the said Company of Proprietors, or their Treasurer or Treasurers for the Time being, the Purchase Money or Price agreed to be paid for such Share or Shares respectively: Provided nevertheless, that no Purchaser of any Share or Shares of a less nominal Amount in the Whole than the Sum of One hundred Pounds shall be entitled to any Vote in respect thereof as a Proprietor of the said Undertaking; but that every Proprietor of several of such last mentioned Shares shall be entitled to a Vote in respect of each entire Sum of One hundred Pounds included in the total nominal Amount of such Shares, in the same Manner as if such Shares were consolidated and converted into Shares of One hundred Pounds each; any Thing herein-before contained to the contrary notwithstanding.

II. And



II. And be it further enacted, That in case the said Company shall think it expedient, or necessary to raise any Part or Parts of the said Sum of One hundred thousand Pounds, authorized to be raised by the said last recited Act and this Act respectively, by the Sale and Grant of Annuities, payable out of the Rates and Tolls and other Revenue of the said Company, for an absolute Term of Years, then and in such Case it shall be lawful for the said Company to raise any Sum or Sums of Money, on account and in Part of the said Sum of One hundred thousand Pounds, by the Sale and Grant of any such Annuity or Annuities for any absolute Term of Years, and either with or without a Power of Re-purchase, and upon such Terms and Conditions in all Respects as the said Company of Proprietors at any General or Special General Meeting, to be convened in the Manner directed by the said first recited Act and this Act, shall resolve and direct in that Behalf; and that all and every such Annuity or Annuities shall and may be granted by the said Company out of the Rates and Tolls, and other Revenues of the said Undertaking, unto the Person or Persons who may agree to purchase the same; and that the Grant of every such Annuity as last aforesaid shall be by Deed under the Common Seal of the said Company, and may be according to the Form or to the Effect following; (that is to say),

Power to  
raise Money  
by Grant of  
Annuities.

WE, the Company of Proprietors of the *Manchester and Salford* Waterworks, in Consideration of the Sum of  
to us paid by *A. B.* of do hereby, by virtue of an Act  
passed in the Fifty-sixth Year of the Reign of King *George* the Third,  
intituled *An Act* [here insert the Title of this Act], grant unto the said  
*A. B.* his [or, her] Executors, Administrators, and Assigns, One Annuity  
or yearly Sum of to be issuing out of all and  
singular the Rates and Tolls arising by virtue of an Act of Parliament  
made in the Forty-ninth Year of the Reign of His said Majesty, intituled  
[set forth the Title of the said first recited Act], and of all other the  
Revenue of the said Company; to hold, receive, and take the same  
Annuity unto the said *A. B.* his [or, her] Executors, Administrators,  
and Assigns, for the Term of Years next ensuing the Day  
of the Date of these Presents, to be paid and payable at  
upon the Day of yearly; and the  
First Payment thereof to be made on the Day of  
[and if such Annuity shall be redeemable], subject nevertheless to be re-  
purchased by the said Company of Proprietors, or their Successors, at  
the Expiration of the Third or any subsequent Year of the said Term of  
Years, upon Payment of the said Sum of  
together with all Arrears of the said Annuity. Given under our Com-  
mon Seal this Day of in the Year of our Lord  
One thousand eight hundred and

Form of the  
Grant of  
Annuity.

And every such Grant shall be good, valid, and effectual in the Law to all Intents and Purposes whatsoever, without any Inrolment or Registry of the Memorial thereof in the High Court of Chancery, or elsewhere, except as herein-after mentioned, any Law or Statute to the contrary thereof in anywise notwithstanding; and all the Grantees of such Annuities shall be equally entitled one with another, and with the Persons to whom any Money shall for the Time being be due on any Mortgages, Bonds, or Promissory Notes made or given by the said Company, to the Rates, Tolls,

[Local.]

3 B

Duties,

Duties, and Revenue belonging or payable to the said Company, in Proportion to the respective Amount of the Sum or Sums actually advanced upon such Annuities, Mortgages, Bonds, or Promissory Notes respectively, without any Preference by reason of the Priority of Date of any such Mortgage, Bond, Promissory Note, or Grant of Annuity respectively, or on any Account whatsoever; and an Entry or Memorial of every such Grant of Annuity containing the Date thereof, and an Account of the Name or Names of the Party or Parties to whom the same shall have been made, with their respective proper Additions, and of the Consideration of such Grant, and of the Annuity granted, and of the Duration thereof, shall, within Twenty-one Days next after the Date thereof, be written and inserted in a Book to be kept for that Purpose by the Clerk of the said Company; and all and every Person and Persons to whom any such Grant shall have been made, or who shall be entitled to the Annuity thereby secured, may from Time to Time assign or transfer his, her, or their Right, Title, and Interest therein, to any Person or Persons in the Form or to the Effect following; (that is to say),

Form of  
Transfer.

‘ I *A. B.* of \_\_\_\_\_ in Consideration of the Sum  
 ‘ of \_\_\_\_\_ to me paid by *C. D.* of \_\_\_\_\_  
 ‘ do hereby transfer unto the said *C. D.* a certain Grant made by the  
 ‘ Company of Proprietors of the *Manchester* and *Salford* Waterworks,  
 ‘ bearing Date the \_\_\_\_\_ Day of \_\_\_\_\_ of an Annuity of  
 ‘ \_\_\_\_\_ payable [*here insert the Duration of the Annuity*], and all my  
 ‘ Right, Title, and Interest in and to the said Annuity thereby secured;  
 ‘ to hold the same unto the said *C. D.* his [*or, her*] Executors, Admi-  
 ‘ nistrators, and Assigns. In witness whereof I have hereunto set my  
 ‘ Hand and Seal this \_\_\_\_\_ Day of \_\_\_\_\_ in the Year  
 ‘ of our Lord One thousand eight hundred and \_\_\_\_\_.’

And every such Transfer shall, within Twenty-one Days after the Date thereof, be produced and notified to the Clerk of the said Company, who shall thereupon cause an Entry or Memorial to be made thereof in the said Book, containing the Date and Names of the Parties, and the Annuities thereby transferred, for which Entry such Clerk shall be paid the Sum of Three Shillings, and no more; and after such Entry made, every such Assignment shall entitle such Assignee or Assignees, his, her, or their Executors, Administrators, and Assigns, to the full Benefit of the original Grant; and it shall not be in the Power of the Person or Persons who shall have made any such Transfer at any Time afterwards to make void, release, or discharge the said Annuity, or any Part thereof; and the said Annuities, so to be granted as aforesaid, shall be paid to the several Persons entitled thereto, in preference to any Dividends or Profits which might otherwise become payable to the said Company of Proprietors in respect of their said several Shares in the said Undertaking.

Resolutions  
of the Com-  
pany to be  
published.

III. And be it further enacted, That every Resolution of the said Company of Proprietors, by which any Shares or Annuities respectively shall be created or proposed to be granted by virtue of this Act, shall, within Twenty Days after the same shall be made and passed, be advertised in *The London Gazette*, and also in one or more of the *Manchester* public Newspapers, or in such other Manner as the said Company shall direct.



IV. And be it further enacted, That all and every Sum and Sums of Money which shall or may be raised by virtue of this Act shall be laid out and applied by the said Company of Proprietors, in the first Place, in discharging the Costs, Charges, and Expences incurred in obtaining and passing this Act, and afterwards in the Payment, Liquidation, and Discharge of all such Debts and Expences as shall or may have been already incurred, or which shall hereafter be incurred in carrying on and finally completing the said Waterworks, Aqueducts, Reservoirs, and other Works, by the said first recited Act authorized and directed to be made, in such Order, Course, and Manner as the said Company shall think proper, and generally for carrying into Effect the Purposes and Provisions of the said recited Acts and of this Act.

Application  
of the Money.

V. Provided also, and be it further enacted, That nothing herein contained shall extend or be construed to defeat, repeal, suspend, prejudice, or affect the several Powers and Authorities by the said secondly recited Act given and created for the Purpose of raising the said Sum of One hundred thousand Pounds, either by Mortgage of the said Undertaking, or by the Grant of Life Annuities, or upon Bonds or Promissory Notes under the Seal of the said Company; but that all such Powers and Authorities shall be and the same are hereby ratified and confirmed to all Intents and Purposes.

Act not to  
affect the  
Power of  
raising the  
100,000l.  
authorized  
by the Act  
of 53 G. 3.

VI. And be it further enacted, That it shall and may be lawful to and for the said Company of Proprietors, and they are hereby authorized and empowered from Time to Time, to grant unto their Chief Clerk or Secretary for the Time being any Bond or Bonds, under the Common Seal of the said Company, for securing the Payment of the Sum of One hundred Pounds upon each such Bond, with Interest for the same after the Rate of Five Pounds *per Centum per Annum*, and either with or without such Option, as is provided by the said secondly recited Act; and that it shall and may be lawful to and for such Chief Clerk or Secretary for the Time being, by and under the Direction of the said Company of Proprietors convened at any such General or Special General Meeting as aforesaid, from Time to Time to make sale and dispose of any such Bond or Bonds to be granted as last aforesaid, either by Public Sale or Private Contract, unto any Person or Persons for the best Price or Prices in Money that can be obtained for the same; and that all and every Sum and Sums of Money to arise by the Sale of such Bond or Bonds as aforesaid, shall be deemed Part of the said Sum of One hundred thousand Pounds by the said secondly recited Act and this Act authorized to be raised, and shall be applied and disposed of accordingly; and that the respective Purchasers of such Bonds as last aforesaid shall have and be entitled to the same Claim or Lien on the said Rates and Sums of Money authorized to be taken by the said first recited Act, in Proportion to the respective Sums expressed to be thereby secured, as if such Bonds had been granted to them respectively under the Powers and Provisions of the said secondly recited Act, upon an Advance of the whole Amount of such respective Monies; any Thing in the same Act or in this Act contained to the contrary in anywise notwithstanding.

Granting  
Bonds to the  
Chief Clerk,  
who may  
dispose  
thereof as  
the Company  
shall direct.

VII. And whereas by the said Act of the Forty-ninth Year of His present Majesty, the General Assemblies of the said Company (except Special

For altering  
the Time of  
holding



General  
Assemblies.

Special General Assemblies) are directed to be holden upon the First *Thursday* in the Months of *January* and *July* in every Year, under such Regulations as therein expressed, and the annual Appointment of new Directors in the room of those going out of Office by Rotation is thereby appointed to take Place upon the First *Thursday* in the Month of *January*, and the Period of their Continuance in Office is made to take Date from such First *Thursday* in *January*: And whereas it is expedient that the Times of holding such Half-yearly General Assemblies, and of appointing new Directors should be altered; be it therefore further enacted, That all future General Assemblies of the said Company (except such Special General Assemblies as are provided for by the said last-mentioned Act) shall be holden upon the Third *Wednesday* in the Months of *February* and *August* in every Year, instead of the First *Thursday* in the Months of *January* and *July*; and that the next General Half-yearly Assembly of the said Company shall be held upon the Third *Wednesday* in the ensuing Month of *August*; and that all future annual Appointments of Directors of the said Company shall take place at the General Assembly to be holden upon the Third *Wednesday* in the Month of *February*, or at some Adjournment thereof to be made from *Wednesday* to *Wednesday*, until such Appointment shall be effected in the Manner provided by the said Act with respect to the General Assembly thereby directed to be holden on the First *Thursday* in *January*, and the Weekly Adjournments thereof; and that the present Directors of the said Company shall continue in Office during the respective Periods for which they were originally appointed under the Authority of the said Act, and thenceforth until the Third *Wednesday* in the Month of *February* next ensuing the Expiration of such respective Periods, any Thing in the same Act contained to the contrary notwithstanding; and that all and singular the Orders, Rules, Regulations, Clauses, Provisions, and Restrictions, in and by the said first recited Act prescribed, specified, or contained, in relation to the General Half-yearly Assemblies thereby directed to be held, and to the Adjournment thereof, and to the Appointment of Directors from Time to Time, as well in the room or stead of those going out by Yearly Rotation, as for the supplying Vacancies by Death or Refusal or Disqualification to act, and to the Period of such Directors respectively continuing in Office, shall subsist and have Continuance, and shall henceforth be applicable to the General Half-yearly Assemblies to be held in pursuance of this Act, and to the Adjournments thereof, and to the future Appointments of Directors at such General Assemblies or otherwise, and to their respective Continuance in Office as aforesaid, in the same Manner in all Respects as if the Third *Wednesday* in the Months of *February* and *August* respectively had been inserted in the said first recited Act in relation to the Premises, instead of the First *Thursday* in the Months of *January* and *July* respectively.

Extending  
the Powers  
of the former  
Acts to this  
Act.

VIII. And be it further enacted, That all the Powers, Authorities, Provisions, Regulations, Penalties, Forfeitures, Remedies, Clauses, Restrictions, Matters, and Things whatsoever, contained in the said Two several recited Acts of the Forty-ninth and Fifty-third Years of the Reign of His present Majesty, so far as the same are not expressly altered or repealed by this Act, shall extend and be construed to extend, operate and be in force, with respect to the Monies allowed to be raised, and the additional Shares to be made and created by virtue of this Act for the Purposes aforesaid, and to all other Cases, Matters, and Things whatsoever which



which may happen or arise in the Execution of this Act, as fully and effectually to all Intents and Purposes as if the same were repeated and re-enacted in this Act, and were made Part thereof; and the said several recited Acts and this Act shall as to all Matters and Things whatsoever, except as aforesaid, be construed as one Act.

IX. And be it further enacted, That if any Person or Persons whomsoever shall lend and advance any Money for the Purpose of defraying the Costs, Charges, and Expences of applying for and obtaining this Act, the Person or Persons so lending and advancing such Money shall be repaid the same, with lawful Interest, out of the first Monies to be raised under the Authority of the said recited Acts and this Act, or any of them.

Money advanced to be repaid with Interest.

X. And be it further enacted, That it shall not be lawful to or for the said Company at any Time hereafter to sell or dispose of any of the Rights, Privileges, Powers, or Authorities vested in them by the said recited Acts or this Act, to any other Water Company now existing, or which may be hereafter established for the supplying of Water, or to any Person or Persons whomsoever, but only to take and receive such Sums as shall be reasonable for the Water supplied under the said recited Acts and this Act.

Power vested in the Company shall not be alienable.

XI. And be it further enacted, That the said Company of Proprietors, after the passing of this Act, shall, and they are hereby required, upon the carrying into or the laying down any Main Pipe in any Street, Passage, or Place for supplying the same with Water, to fix and place, or cause to be fixed and placed, at the Time of laying down such Main Pipe, One or more proper and sufficient Fire Plug or Fire Plugs in every such Street, Passage, or Place, supplied with Water from such Main or Mains, for the Supply of Water for the extinguishing of Fires, and when and as often as any such Fire Plugs shall be finished, the said Company shall deliver immediately a Key or Keys of such Fire Plug or Fire Plugs at each and every House or Place in the Parish or Place in which such Fire Plug or Fire Plugs shall be, wherein any Engine shall be kept for extinguishing Fires.

Company to make Fire Plugs in every Street.

XII. And be it further enacted, That in case the several or any of the Companies for the Insurance of Buildings from Fire, established in the said Towns of *Manchester* and *Salford*, shall be desirous of and shall apply to the said Company of Proprietors of the *Manchester* and *Salford* Waterworks for a Key or Keys of the Mains, Plugs, or Services belonging to the said Waterworks, in order that such Key or Keys may be kept by the said Company or Companies, or by their Fireman, or other their Men, Officers, or Servants, to the End that thereby in case of Fire the Supply of Water from the said Works may be more easily and readily obtained, the said Company of Proprietors of the said *Manchester* and *Salford* Waterworks shall be bound and obliged to furnish such Key or Keys to such Company or Companies so applying, in order to their being so kept; and in case the said Company of Proprietors of the *Manchester* and *Salford* Waterworks shall refuse or neglect, within Thirty Days after Demand made thereof, to deliver such Key or Keys to any Company so applying, they shall forfeit and pay to the Company so applying the Sum of Twenty Pounds, and so *toties quoties*; which Penalty may be recovered from Time to Time in any of His Majesty's Courts of Record at *Westminster*, by Action

Company to deliver Keys to the Insurance Offices.

[Local.]

3 C

of

of Debt, Bill, Plaint, or Information, wherein no Essoign, Protection, or Wager at Law, or more than One Imparlance, shall be allowed.

Declaring  
this Act  
Public.

XIII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

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