



ANNO DECIMO SEPTIMO & DECIMO OCTAVO

VICTORIÆ REGINÆ.

Cap. clxxxiii.

An Act for transferring to the Mayor, Aldermen, and Burgesses of the Borough of *Blackburn* all the Powers and Property now vested in "The *Blackburn* Improvement Commissioners," and certain Powers and Property by the Private Act of the Fourth and Fifth Years of the Reign of Her present Majesty, Chapter Forty-six, vested in the Overseers of the Poor of the Township of *Blackburn*; authorizing the Corporation to purchase the Property of the *Blackburn* Waterworks Company, and conferring on them further Powers for the Improvement and Regulation of the Borough; and for other Purposes.

[24th July 1854.]

WHEREAS an Act was passed in the Session of Parliament holden in the Tenth and Eleventh Years of the Reign of Her present Majesty, intituled *An Act for improving the Streets and public Places and erecting a Town Hall and improving the Markets in the Township of Blackburn in the County Palatine of Lancaster*: And whereas many Improvements have been effected in the said Township, and Lands have been purchased and a new Market Place

10 & 11 Vict.
c. cclv.

[Local.]

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Place

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Place formed thereon, and a new Market House or covered Market erected, and the Erection of a Town Hall commenced, and for effecting such several Purposes considerable Sums of Money have been advanced and expended, or are still due and owing; and a Market for the Sale of Cattle hath been and now is held on a Tract of Land called *Blakey Moor* within the said Township: And whereas *John Bird* Lord Archbishop of *Canterbury*, in right of his See, is seised of One Moiety of the Manor or reputed Manor of *Blackburn* aforesaid, and *Joseph Feilden* Esquire is seised of the other Moiety of the said Manor or reputed Manor: And whereas Her present Majesty, by the Advice of Her Privy Council, by certain Letters Patent under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, bearing Date the Twenty-eighth Day of *August* One thousand eight hundred and fifty-one, granted and declared that the Inhabitants of the Borough of *Blackburn* comprised within the District therein mentioned (such District being the Township of *Blackburn*), should be for ever thereafter One Body Politic and Corporate in Deed, Fact, and Name, and that the said Body Corporate should be called "The Mayor, Aldermen, and Burgesses of the Borough of *Blackburn*:" And whereas it is expedient that the Powers heretofore exercised by "The *Blackburn* Improvement Commissioners," and all the Real and Personal Estate, Debts, Credits, Rights, Privileges, and Liabilities, at the Time of the Commencement of this Act vested in or belonging to them, should be transferred to and vested in "The Mayor, Aldermen, and Burgesses of the Borough of *Blackburn*:" And whereas, in order to avoid Inconvenience arising from several Private Acts relating to the same Purposes being in force at the same Time, it is also expedient that the said recited Act be repealed, and that some of the Powers and Provisions thereof be amended and re-enacted or continued by this Act; and that further Powers should be granted for paving, lighting, cleansing, and otherwise improving the said Borough of *Blackburn*, for making and maintaining certain new Streets, Highways, and public Thoroughfares, for altering, widening, and improving certain existing Streets within the Borough, and for completing the Town Hall, and regulating and improving the Markets in the said Borough: And whereas an Act was passed in the Session of Parliament holden in the Fourth and Fifth Years of the Reign of Her present Majesty, intituled *An Act for vesting in the Overseers of the Poor of the Township of Blackburn, in the County Palatine of Lancaster, Parts of the Town's Moor for Sale or other Disposal thereof*; and by such Act the said Overseers for the Time being, with the Consent (as to Locality) in Writing of the said *Blackburn* Improvement Commissioners, were required to set out in the most appropriate Situation a Portion or Plot of the Tract or Parcel of Land called the *Town's Moor*, not less than One Acre, according to the Measure of Seven and a Half Yards to the Perch, for the Purposes of Exercise and Recreation of the Inhabitants

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bitants of the Township of *Blackburn*, and were required to describe such Portion or Plot of Land by Metes and Bounds in Writing, as therein mentioned; and after reciting in the said Act that, inasmuch as the *Town's Moor* was inconveniently situated for Use as a Place of Exercise and Recreation as aforesaid, but was better adapted for the Erection of Buildings, and that it would be more beneficial to the Inhabitants of the said Township if Land were procured for such Exercise and Recreation in a Situation better suited to the Purpose, the said Overseers were by the said Act authorized, with the Consent in Writing of the said Commissioners, at any Time to sell and absolutely dispose of the said Plot of Land so to be set out as aforesaid for Recreation, by Public Auction or Private Contract, and altogether or in Parcels, as should be thought expedient, and the Moneys to arise or be produced by or from the Sale of the said Plot of Land were directed to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of Her Majesty's Court of Chancery, to be placed to his Account there *ex parte* the "Overseers of the Poor of the Township of *Blackburn*;" and by the same Act the Moneys directed to be paid into the Bank of *England* in manner aforesaid were directed (after Payment of certain Costs and Expenses therein mentioned) to be laid out and invested, under the Direction and with the Approbation of the said Court of Chancery, in the Purchase of other Lands suitable for the Purposes of Recreation as aforesaid, and not being less in Quantity and Extent than One Acre of the Measure aforesaid: And whereas, in pursuance of the said Act, the said Overseers did set apart out of the said Land called the *Town's Moor* a Portion or Plot thereof of One Acre in Extent, and described the same by Metes and Bounds in Writing as by the said last-recited Act directed: And whereas a Portion of the said Plot of Land so set out has, since the passing of the last-recited Act, been sold or contracted to be sold by the said Overseers of the Poor of the said Township to a Railway Company now denominated "The *Blackburn* Railway Company," at the Price of Two thousand and seventy Pounds Six Shillings and Eightpence; and the remaining Portion of the said Plot has been sold or contracted to be sold by the said Overseers to a Railway Company now denominated "The *East Lancashire* Railway Company," at the Price of Nine hundred and fifty-one Pounds Six Shillings and Eightpence; but no Conveyance to either of the said Companies has been executed, and the said Two several Sums of Two thousand and seventy Pounds Six Shillings and Eightpence, and Nine hundred and fifty-one Pounds Six Shillings and Eightpence, making together Three thousand and twenty-one Pounds Thirteen Shillings and Fourpence, still remain unpaid, with an Accumulation of Interest upon the said Sums, calculated to the Thirtieth Day of *April* One thousand eight hundred and fifty-four, and amounting together to One thousand two hundred and five Pounds Fourteen Shillings and Fivepence,

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8 & 9 Vict.
c. cxxxviii.
and
12 & 13 Vict.
c. i.

pence, or thereabouts: And whereas it is expedient that the said Sum of Three thousand and twenty-one Pounds Thirteen Shillings and Fourpence, with the Accumulation of Interest thereon and all future Interest, should be transferred to the said Mayor, Aldermen, and Burgesses, for the Purpose of being laid out by them, along with other Moneys intended to be furnished by them, in the Purchase of other Lands suitable for the Purposes of Recreation as aforesaid: And whereas under the Authority of the Local and Personal Act passed in the Session of Parliament holden in the Eighth and Ninth Years of the Reign of Her present Majesty, Chapter One hundred and thirty-eight, and of the Local and Personal Act passed in the Session of Parliament holden in the Twelfth Year of the same Reign, Chapter One, the *Blackburn Waterworks Company* have constructed Waterworks, Reservoirs, Aqueducts, and Conduits, and laid down Mains and Pipes, and have an authorized Share Capital of Forty thousand Pounds in Four thousand Shares of Ten Pounds each, with Power to raise by the Creation of new Shares a further Sum of Twenty thousand Pounds: And whereas it is expedient that Powers should be granted for enabling the Mayor, Aldermen, and Burgesses to become the Purchasers by Agreement of the Works and Property, Lands, Buildings, Estates, Rights, Interests, Powers, and Privileges, vested in or belonging to the said Waterworks Company, and that the said Mayor, Aldermen, and Burgesses should, in the event of their becoming the Purchasers thereof, be empowered to maintain such Works, and to supply Water to the Borough of *Blackburn*; but the objects herein-before mentioned cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

Commence-
ment of Act.

I. That this Act shall commence and take effect upon and from the Second *Thursday* next after the passing thereof.

Interpreta-
tion of
Terms.

II. That in this Act and in any Act incorporated herewith the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

The Word "Borough" shall mean the Municipal Borough of *Blackburn*:

The Words "the Commissioners," or the Words "the said Commissioners," shall mean "The *Blackburn Improvement Commissioners*" constituted by the said first-recited Act:

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

The

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The Word "Council" shall mean the Council of the Borough of *Blackburn* :

The Word "Justice" shall mean any of Her Majesty's Justices of the Peace of or acting for the Borough of *Blackburn*, and the Words "Two Justices" shall mean Two Justices of or acting for the Borough of *Blackburn*, in Petty Sessions assembled :

The Word "Street" and also the Word "Streets" respectively shall comprise and include any Street, Road, Highway, Carriage-way, Footway, Lane, Alley, Court, Passage, Square, and other open and public Passage or Place and public Thoroughfare :

The Word "House" or the Word "Houses" shall include any Messuage or Dwelling House, Warehouse, Manufactory, or Building, and every Part thereof :

The Word "Owner," used with reference to any Lands or Buildings in respect of which any Work is required to be done or any Rate to be paid under this Act, shall mean the Person receiving the Rents of any Property from the Occupier thereof on his own Account, or as Mortgagee, or as Trustee or Agent for any other Person, or who, if such Lands or Buildings were let to a Tenant at Rackrent, would so receive the Rackrent from the Occupier thereof, and when used in reference to the Purchase of any Lands shall include all Persons capacitated to sell Lands under the Provisions of "The Lands Clauses Consolidation Act, 1845."

III. That the Corporation, by the Council of the Borough, shall be and they are hereby empowered to carry this Act into execution. Corporation to execute the Act.

IV. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *Blackburn* Improvement Act, 1854." Short Title.

V. That upon and from the Commencement of this Act the Powers and Authorities vested in "The *Blackburn* Improvement Commissioners" by the said Act passed in the Fourth and Fifth Years of the Reign of Her present Majesty, intituled *An Act for vesting in the Overseers of the Poor of the Township of Blackburn, in the County Palatine of Lancaster, Parts of the Town's Moor, for Sale or other Disposal thereof*, shall be and the same are hereby transferred to and vested in the Corporation, and shall be by them from Time to Time exercised and carried into effect, instead of by the said Commissioners ; and the Powers and Authorities of the said Commissioners under the said last-mentioned Act shall, from and after the Commencement of this Act, cease and determine. Powers of Commissioners under 4 & 5 Vict. c. xlvi. transferred to the Corporation.

VI. That upon the Commencement of this Act the said first-recited Act shall be and the same is hereby repealed : Provided always, that, except only as is by this Act otherwise expressly provided, everything [Local.] 34 L before On Commencement of this Act 10 & 11 Vict. c. cclv. repealed,

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before the Commencement of this Act done or suffered under the said first-recited Act shall be as valid as if the first-recited Act were not repealed; and the Repeal thereof and this Act respectively shall accordingly be subject and without Prejudice to everything so done or suffered, and to all Rights, Liabilities, Claims, and Demands, both present and future, which, if the said first-recited Act were not repealed and this Act were not passed, would be incident to or consequent on any and every thing so done or suffered; and with respect to all such Rights, Liabilities, Claims, and Demands, the Corporation shall, to all Intents and Purposes, represent the Commissioners under the said first-recited Act, and shall be liable at Law and in Equity in the same Manner and to the same Extent as the Commissioners would have been liable if this Act had not passed.

Property of Commissioners vested in the Corporation.

VII. That upon and from the Commencement of this Act all public and other Buildings, Messuages, Lands, and Hereditaments, of whatsoever Tenure or Description, whether corporeal or incorporeal, which shall immediately before that Time belong to or be vested in the Commissioners under the said first-recited Act, or in any Person or Persons in trust for the said Commissioners, and all Rights and Privileges whatsoever, and also all the Moneys, Securities for Money, Deeds, Books, Writings, Maps, Plans, and Personal Estate whatsoever, and the Benefit of all Covenants and all Claims which shall then belong to or be vested in the said Commissioners under the same Act, shall be and the same are hereby vested in the Corporation, for the like Estates, Rights, Interests, and Purposes, and shall be capable of being enforced by them, in like Manner as the same would have remained or been so vested in, or would have belonged to or might have been enforced by the said Commissioners if this Act had not passed; and all Persons who shall then owe any Money, or be subject to any Liability, whether immediate or future, to pay any Money to the said Commissioners, shall pay the same with all Interest (if any), due or to become due thereon, to the Treasurer of the Borough, upon the Trusts and for the Purposes of this Act, and the Liability aforesaid shall remain and be enforced by the Corporation, until the same shall be discharged in the Manner by this Act directed.

Debts of Commissioners to be paid by the Corporation.

VIII. That upon and from the Commencement of this Act all Bonds, Debts, Mortgages, Annuities, Moneys, and Securities for Money, which before the Commencement of this Act were given, contracted, and payable by the said Commissioners under the Powers and Provisions of the said first-recited Act, shall, (subject to the Provisions of this Act in that Behalf) together with all Interest due or to become due thereon, be paid by the Corporation out of the Rates hereby authorized to be levied, or out of the Moneys, Tolls, Rates, Rents, and other Properties hereby transferred to and vested in or authorized to

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to be raised and received by them, or the Treasurer of the said Borough, and shall have the same Priority as nearly as Circumstances will admit, and shall be recoverable from them in like Manner (*mutatis mutandis*) as the same would have been recoverable from the said Commissioners if this Act had not been passed.

IX. That all Persons acting or who have acted under the said first-recited Act, who shall on the Commencement of this Act have in their Custody, Power, or Possession any Money collected by virtue of such Act, or any Books, Deeds, Papers, Writings, or Effects belonging to the Commissioners acting in execution of such Act or relating to the Execution thereof, shall pay and deliver up the same to the Corporation, or to such Persons as they shall appoint to receive the same; and in case of Neglect or Refusal the Person so neglecting or refusing shall for every such Offence be liable to a Penalty not exceeding Fifty Pounds, and shall also be liable to such Actions as the Corporation may commence for the Recovery of the Money, Books, Deeds, Papers, Writings, or Effects so refused or neglected to be paid or delivered up as aforesaid.

Persons who have acted under former Act to account for Moneys, and deliver up Books under Penalty.

X. That every Person who, at the Time of the Commencement of this Act, shall be liable to the Payment of any Sum of Money to the Commissioners shall, notwithstanding the Repeal of the said first-recited Act, be liable to the Payment thereof to the Corporation, in like Manner as every such Person would have been liable to the Payment thereof to the Commissioners if this Act had not been passed, and the same shall be paid, with all Interest due or to accrue due thereon, to the Corporation, and the Payment thereof may be enforced by the Corporation, in the like Manner as the same might have been enforced by the Commissioners if this Act had not passed.

Persons owing Debts under repealed Act to be liable to the Corporation.

XI. That all Contracts, Bonds, Assurances, Engagements, Acts, and Proceedings entered into, made, done, or transacted by or with the said Commissioners, by virtue and under the Authority of the said first-recited Act, previous to the Commencement of this Act, and all Forfeitures, Penalties, and other Obligations thereby imposed or incurred in relation to the Exercise or Execution by them of the several Powers, Authorities, and Provisions of that Act, shall upon and from the Commencement of this Act be binding on and enforced by and against and be incumbent on the Corporation and all Persons interested therein, as fully as they would have been binding or enforceable by and against and incumbent on the said Commissioners, or any of them, or on any other Persons, if this Act had not passed; and the several Rates and Assessments made previously to the Commencement of this Act may be levied and recovered by the Corporation in the same Way and with the same Powers as they might have been levied and recovered

Subsisting Contracts of Commissioners may be enforced by and against the Corporation.

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recovered by the said Commissioners in case this Act had not passed, and such Rates and Assessments when so levied and recovered shall be paid to the Treasurer of the Borough, and shall be by him carried to the Improvement Fund Account.

Actions and Prosecutions by and against the Commissioners not to abate.

XII. That no Action, Suit, Prosecution, or other Proceeding whatsoever, commenced by or against the said Commissioners acting in execution of the said first-recited Act, shall abate, cease, or be discontinued, or prejudicially affected by this Act, but the same shall continue and take effect both in favour of and against the Corporation, in the same Manner in all respects as the same would have continued and taken effect in relation to the said Commissioners under the said recited Act if this Act had not been passed; and all Persons who before the Commencement of this Act shall have committed any Offence or incurred any Penalty or Forfeiture under the Provisions of the said recited Act, may be sued and prosecuted for such Offences or for the Recovery of such Penalties and Forfeitures, in such and the like Manner as they might have been sued and prosecuted if this Act had not been passed, the Corporation being, in reference to the Matters aforesaid, in all respects substituted in place of the said Commissioners under the said recited Act upon and from the Commencement of this Act.

Existing Byelaws to remain in force until, &c.

XIII. That all Byelaws duly made in pursuance of the Powers and Provisions of the said first-recited Act, and in force at the Time of the Commencement of this Act, and all Liabilities of Persons to any Penalties in respect of any Offences against the same, shall, notwithstanding the Repeal of the said first-recited Act, remain and continue in force and be cognizable by the Corporation or any Justices under this Act, and the Corporation and any Justices may enforce the same or any of them, and all Penalties for Offences against the same, until other Byelaws shall be made, allowed, and published in pursuance of the Powers and Directions of this Act.

Officers under repealed Act to hold Situations until removed.

XIV. That the Surveyors, Collectors, Inspectors, and all other Officers and Servants, except the Clerk and Treasurer, appointed by virtue and in pursuance of the said first-recited Act, shall hold and enjoy their several and respective Offices and Employments, together with their several and respective Salaries, Gratuities, and Allowances thereto annexed, until they shall be removed therefrom respectively by the Corporation; and every such Surveyor, Collector, Inspector, and other Officer and Servant, shall while he shall continue in Office have the same Powers, and be subject to the like Pains and Penalties and Powers of Removal, and to the like Rules and Regulations, as if he had been appointed by virtue of this Act.

XV. That

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XV. That the Town Clerk and Treasurer for the Time being of the Borough shall be the Clerk and Treasurer for the Purposes of this Act.

Treasurer and Town Clerk to hold same Offices under this Act.

XVI. That all Rate Books and all Entries therein, and all Registers and Books of Proceedings of the Commissioners under the said first-recited Act or any Act thereby repealed, kept according to the Directions of the said first-recited Act, and made Evidence thereby, or which might have been received as Evidence at the Time of the Commencement of this Act, shall be admitted in Evidence in all Courts, and by all Judges, Justices, and others.

Old Books to be Evidence.

XVII. That the Limits of this Act shall be the Municipal Boundaries of the Borough of *Blackburn*, and this Act shall be put in force within the said Limits or any Part thereof.

Limits of Act.

XVIII. That the Corporation shall hold their First Meeting for carrying into execution this Act at the Sessions Room or some other convenient Place within the Borough, on such Day after the Commencement of this Act, and at such Time as shall be appointed by the Mayor for the Time being of the Borough, and of which Meeting the usual Notice for convening Meetings of the Corporation shall be given; and future Meetings for carrying into execution this Act shall be held on such Days and at such Places as are or shall be appointed for the Transaction of the Business of the Corporation under the Authority of any Act or Acts relating to Municipal Corporations; and at any adjourned Meeting Business may be entered upon and transacted, of which, and of the Time and Place of holding such Meeting, Notice shall have been given according to the Orders and Regulations to be from Time to Time made by the Corporation, and without further Notice to any Member of the Council.

First and future Meetings of Corporation.

XIX. That "The Commissioners Clauses Act, 1847," except the Provisions "with respect to the Qualification of Commissioners," and "with respect to the Election and Rotation of Commissioners," and "with respect to the Meetings and other Proceedings of the Commissioners and their Liabilities," and "with respect to the Accounts to be kept by the Commissioners," shall be incorporated with and form Part of this Act; and for the Purposes of this Act the Expression "the Commissioners" wherever used in "The Commissioners Clauses Act, 1847," shall mean the Corporation.

Certain Provisions of 10 & 11 Vict. c. 16. incorporated.

XX. That "The Lands Clauses Consolidation Act, 1845," shall be incorporated with and form Part of this Act: Provided that nothing in this Act contained shall authorize the Corporation to take

8 & 9 Vict. c. 18. incorporated.

[*Local.*]

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any

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any Lands otherwise than by Agreement, except such Lands as they are hereby expressly authorized to take by Compulsion.

10 & 11 Vict.
c. 34. incor-
porated.

XXI. That "The Towns Improvement Clauses Act, 1847," shall be incorporated with and form Part of this Act.

For regu-
lating Entry
upon Lands
for certain
temporary
Purposes.

XXII. That in case it shall become necessary to enter, examine, or lay open any Lands or Premises within the Borough for the Purpose of making Plans, surveying, measuring, taking Levels, examining Works, ascertaining the Course of or repairing Sewers or Drains, or ascertaining or fixing Boundaries, and the Owner or Occupier of such Lands or Premises shall refuse to permit the same to be entered upon, examined, or laid open for the Purposes aforesaid, or any of them, the Corporation may upon Notice to such Owner or Occupier apply to Two Justices of the Peace acting for the Borough, for an Order authorizing the Corporation or any of their Officers to enter, examine, and lay open the said Lands and Premises for the Purposes aforesaid, or any of them; and if no sufficient Cause shall be shown against the same the said Justices may make an Order authorizing the same accordingly, and thereupon the Corporation and their Officers and any Person authorized by them, may at all reasonable Times between the Hours of Ten in the Forenoon and Four in the Afternoon, enter, examine, and lay open the Lands or Premises mentioned in such Order, for such of the Purposes as shall be specified in the said Order, without being subject to any Action or Molestation for so doing; and after such Examination the Corporation shall cause the Ground to be restored, and shall also make Compensation to the Owners and Occupiers thereof for the Damage (if any) done to the said Lands and Premises so entered upon: Provided always, that, except in case of Emergency, no Entry shall be made or Works commenced under the Powers of this Enactment, unless, Twenty-four Hours at the least previously thereto, Notice of the intended Entry and of the Object thereof be given to the Occupier of the Premises intended to be entered.

Power to
widen and
improve the
Streets, &c.

XXIII. That it shall be lawful for the Corporation to widen, alter, and otherwise improve the Streets within the Borough, and to make new Streets, Openings, and Thoroughfares therein in such Manner as they shall think proper, for the Convenience of the Public and the Improvement of the Borough.

As to Width
of new
Streets.

XXIV. That it shall not be lawful to make or lay out any new Street within the Borough of less Width than Thirty-six Feet.

Notice of
Intention to
lay out new

XXV. That every Person who intends to make or lay out any new Street within the Borough shall give Notice thereof to the Surveyor of Paving,

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Paving, Drainage, and other Works within the Borough, and shall furnish him with Plans and Sections showing the Line, Level, and Direction of such intended Street; and it shall not be lawful for any Person to make or lay out any new Street until such Notice shall have been given and such Plans and Sections approved by the Surveyor; and in case the same shall be so approved, then, previous to the Commencement of any Building, Side Stones shall be placed along the Footpaths of such intended Street by the Person intending to make and lay out the same, in the proposed Line and Level thereof, and the Roadway shall be formed and excavated and the Bottom Bed constructed; and if any Person shall make or lay out any new Street within the Borough without having given such Notice, and without having obtained such Approval as aforesaid, or otherwise complied with the Provisions aforesaid, he shall be liable to a Penalty not exceeding Ten Pounds; and the Corporation or their Surveyor may, if they or he think fit, cause any Alterations to be made in the Line and Level of such intended Street, as the Case may require; and the Expenses incurred by them or him in so doing shall be repaid by the Person acting contrary to the Requirements aforesaid, and shall be recoverable from him in a summary Manner as Damages: Provided, that if the Surveyor fail to signify his Approval or Disapproval of the said Plans and Sections for the Space of Twenty-one Days after the Delivery thereof, such Street may be proceeded with in accordance with the Plans and Sections so delivered and as if the same had been approved, provided the Provisions of this Act and the Acts incorporated herewith be in all other respects complied with; and in case such Plans and Sections be disapproved of by the Corporation or their Surveyor, and the Person so intending to make and lay out such new Street be dissatisfied with the Determination of the Corporation or their Surveyor, he shall have the same Right of Appeal against such Determination as is provided in "The Towns Improvement Clauses Act, 1847," with respect to Objections to the Works to be constructed by or subject to the Approval of the Commissioners.

Streets to be given, and Plans and Sections to be furnished.

XXVI. That after the Commencement of this Act no Person shall erect any House or Building in any Street which may at any Time thereafter be formed and laid out within the Borough, the Area of which, with the Yards and Appurtenances thereto belonging and adjoining, shall comprise a less Space of Ground than Eighty-four Square Yards, of which said Space Twenty Square Yards at least at the Back or Side of and immediately adjoining to such House or Building shall be forever left open and unbuilt upon, and if any Back Road leading to such House or Building shall be formed or made such Back Road shall be Twelve Feet wide at the least, and no Building, except a Privy or Water-closet, shall be erected within Five Yards of such Road; and if any Person shall at any Time after the Commencement of this Act erect any

Every new House to occupy Eighty-four Square Yards and to have an open Area.

Back Road behind the same to be Twelve Feet wide.

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any House or Building upon a less Area than Eighty-four Square Yards, or shall build upon any Part of the Space directed to be left open as aforesaid, or shall erect any Building, except as aforesaid, within Five Yards of such Road, such Person shall forfeit for every Day during which such House or Building shall be continued the Sum of One Pound; and it shall be lawful for the Corporation, if they deem it necessary, to cause such House or Building to be altered or demolished, as the Case may require, and the Expense incurred by the Corporation in respect thereof shall be repaid to them by the Person failing to comply with the Provisions aforesaid, and shall be recoverable as Damages; and in case any such Back Road shall be formed or made which shall not be of the Width of at the least Twelve Feet, the Person making such Road shall forfeit any Sum not exceeding the Sum of Twenty Pounds.

As to Level
of the
Ground
Floor of
Houses.

XXVII. That the Level of the Ground Floor of every House built within the Borough after the Commencement of this Act shall be at least Four Inches above the Level of the Edge of the Footway or Road adjoining such House, whether there be a Cellar to such House or not.

Houses not
to be built in
close Courts.

XXVIII. That no House shall be built in any Court within the Borough, the Passage or Entry into which is not Eighteen Feet wide at the least, and open for the Space of Eighteen Feet at the least in Height from the Ground upwards at the End of the Court, and so continuing of such Width and Height for the whole Length of such Passage.

Corporation
may agree
with Owners
of projecting
Buildings,
and of Houses
at Corners of
Streets, to
alter and
round off the
same.

XXIX. That in every Case in which the Corporation shall deem it expedient that the whole or any Part of any House or Building projecting beyond the regular Line of any House or Street, or beyond the Front of the House or Building on either Side thereof in any Street, or at the Corner of any Street, or opposite to or projecting across the End of any Street, should be taken down for the Purpose of straightening the Line of any Street, or of rounding off the Corner of any Street, or improving the Entrance or Approach thereto or to any adjoining Street, it shall be lawful for the Corporation to agree with the Owner and Occupier of such House or Building to pull down, set back, or alter the same in such Manner as the Corporation shall require, and out of the Improvement Fund to pay to such Owner and Occupier such Compensation as shall be agreed upon between them and the Corporation; and it shall be lawful for the Corporation to lay into the Street so much of the Site of any House or Building so pulled down, set back, or altered, as shall be agreed upon between the Corporation and such Owner and Occupier.

XXX. That

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XXX. That the Sites of all Houses and all Pieces of Ground or any Parts thereof which may be purchased by the Corporation and laid into Streets within the Borough shall, when and so soon as the same shall be so laid into Streets, be vested in the Corporation without any Conveyance thereof, and for ever thereafter form Part of the public Highways, and shall be repaired and maintained and kept in repair in such and the same Way and Manner as the Highways shall for the Time being be by Law maintained, repaired, and kept in repair.

Ground, &c. purchased by Corporation, and thrown into Streets to be public Highways.

XXXI. That the Owner of any Vault, Arch, or Cellar at any Time existing under any Street within the Borough shall keep the same in substantial Repair so as not to occasion any Injury to the Street, and in default of his so doing the Corporation may cause such Vault, Arch, or Cellar to be substantially repaired, and may recover the Expense thereof as Damages from the Owner of such Vault, Arch, or Cellar.

Vaults under Streets to be repaired by Owners.

XXXII. That the Provisions of Section XXXI. of "The Towns Improvement Clauses Act, 1847," shall extend to all Vaults, Arches, and Cellars hereafter to be made within the Borough, whether made under the Carriageway or under the Footway of any Street.

Section 31 of 10 & 11 Vict. c. 34. extended to Vaults under Footways.

XXXIII. That every Court and Passage within the Borough shall be well and sufficiently paved or flagged, channelled, and sewered, and kept in good Repair to the Satisfaction of the Corporation by the Owners of the Houses, Buildings, and Lands abutting thereon and having the Right to the Use thereof; and if any such Court or Passage be not so well and sufficiently paved or flagged, channelled, and sewered, and kept in good Repair to their Satisfaction, the Corporation may cause the same to be paved, flagged, channelled, and sewered, and the whole repaired to their Satisfaction, and the Expenses attending the same shall be repaid to the Corporation by the Owners of the Houses, Buildings, and Lands abutting on such Court or Passage and having the Use thereof, and shall be recoverable as Damages.

Courts and Passages to be flagged and channelled.

XXXIV. That in case at any Time any Street (not being a Highway) within the Borough, whether fully made and built or only partially made or built, or any Part thereof, be not sufficiently sewered, levelled, paved, flagged, and channelled to the Satisfaction of the Corporation, it shall be lawful for them at any Time after the Commencement of this Act to cause Notice in Writing to be given to the respective Owners of the Premises fronting, adjoining, or abutting upon such Parts of any such Street as may be insufficiently sewered, levelled, paved, flagged, or channelled, requiring them to sewer, level, pave, flag, or channel the same within a Time to be specified in such

Corporation may repair private Streets after Notice to Owners.

[*Local.*]

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Notice;

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Notice; and if the Requirements of such Notice be not complied with, the Corporation may, if they shall think fit, execute the Works mentioned or referred to therein, and the Expenses incurred by them in so doing shall be paid by the Owners in default, according to the Frontage of their respective Premises; and such Expenses, together with Interest after the Rate of Five Pounds *per Centum per Annum* after the Expiration of Three Calendar Months from the Completion of the Street, may be recovered from the last-mentioned Owners as Damages.

Certain Streets not Highways may be declared such and repaired by the Corporation.

XXXV. That if any present or future Street (not being a Highway) shall at any Time hereafter be sewered, levelled, paved, flagged, and channelled to the Satisfaction of the Corporation, the Corporation may, with the Consent of the Majority of the Owners thereof, declare the same to be a public Highway, and thereupon the same shall become a Highway, and be from Time to Time repaired as other public Highways within the Borough are repaired; and such Declaration shall be entered amongst the Proceedings of the Corporation, and Notice of such Declaration shall be put up in some conspicuous Place in or near such Street.

Expenses of first repairing Footways to be reimbursed by the Owners or Occupiers of the adjoining Property.

XXXVI. And whereas certain Persons are, under the Provisions of the Twenty-eighth Section of the first-recited Act, liable to the Charges and Expenses of the first Reparation of certain Footways, and it is expedient that such Provisions should be extended to all Footways within the Borough at the Time of the Commencement of this Act remaining unrepaired by the Commissioners: Be it enacted, That the Charges and Expenses attending or in any manner relating to the first but not to any subsequent paving, flagging, pitching, repairing, raising, lowering, relaying, or altering, by the Corporation, of all or any Footways within the Borough at the Time of the Commencement of this Act remaining unrepaired by the Commissioners, shall be paid and reimbursed to the Corporation by the Owners of the Houses, Buildings, and Land opposite to or adjoining such Footways, each such Owner paying a just Share and Proportion of such Charges and Expenses according to the Length and Width of such Footways opposite to or adjoining his House, Building, and Land; and such Share shall be ascertained by the Surveyor of Paving and other Works of the Corporation.

Corporation to put in Branch Drains at the Expense of Owners of Houses.

XXXVII. That when and so soon as a Main or other Sewer shall have been constructed by the Corporation for the general Sewerage or Drainage of the Houses, Privies, Ashpits, Cesspools, and other Premises in any Street (whether or not the same shall be a Highway) within the Borough, it shall be lawful for the Corporation or their Surveyor to construct and lay Branch Drains of such Size, at such Level,

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Level, and with such Fall, as they or he shall think proper, from such Houses, Privies, Ashpits, Cesspools, and other Premises, into the Main or other Sewer of such Street, or to divert any present Drain so that the same may discharge its Contents into such Main or other Sewer for the Drainage of such Houses, Privies, Ashpits, Cesspools, and other Premises; and the Owners of such Houses, Privies, Ashpits, Cesspools, and other Premises, shall repay to the Corporation such Expenses as they shall incur, each Owner contributing in proportion to the Length of Drain laid down for him, such Proportion to be ascertained by the Surveyor, and the Expenses aforesaid shall be recovered from the Owner or Occupier of such Premises as Damages.

XXXVIII. That the Occupier of any Tenement from which any private Drain now issues or hereafter shall issue into any Sewer vested in the Corporation shall from Time to Time repair and cleanse such private Drain to the Satisfaction of the Corporation, or in default thereof the Corporation may repair and cleanse the same, and recover the Expense thereof from the Occupier as Damages.

Occupiers to repair and cleanse private Drains.

XXXIX. That the Corporation from Time to Time may alter the Level of any Street, Sewer, or Drain within the Borough, or the Course, Form, or Construction of such Sewer or Drain, in such Manner and Form as they think expedient.

Corporation may alter Level of Streets or Drains.

XL. That if any Land or Ground lying alongside or adjoining to any Street which, or any Part of which, shall have been ordered by the Corporation to be sewered, levelled, paved, flagged, and channelled, or otherwise completed, shall be unoccupied, and the Owner thereof shall for the Space of Twelve Months neglect or refuse to contribute or pay his Proportion of the Charges and Expenses of sewerage, levelling, paving, flagging, channelling, or otherwise completing such Street or any Part thereof, it shall be lawful for the Corporation, at or after the Expiration of Three Calendar Months Notice to that Effect given to or left at the Place of Abode of such Owner, or if such Owner shall be unknown to the Corporation, or cannot be found, then after the Expiration of Three Calendar Months Notice to that Effect affixed or placed on the said Ground or Land, to take possession of such Ground or Land, and to fence off and let the same or any Part thereof at the best yearly Rent which can be reasonably had or gotten for the same; and the Rents of such Ground shall be paid to the Treasurer of the Borough, who shall thereout in the first place pay the Expense of such fencing and letting, and in the next place pay the Sum due from such Owner for his Share of the Charges and Expenses of sewerage, levelling, paving, flagging, channelling, or otherwise completing such Street, and after Payment thereof shall retain the Surplus (if any) of such Moneys for the Owner of such Ground, or his Assignees or other legal Representatives,

Unoccupied Ground may be let to defray Expenses.

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tatives, and such Surplus shall in the Hands of such Treasurer be liable to any further Payments which may become due from the same Owner in respect of the same, or any other Ground or Land belonging to him, which shall be unoccupied, and which shall adjoin the same or any other Street which may be sewerred, levelled, paved, flagged, channelled, or otherwise completed by the Order of the Corporation, and subject to such Liability to the Payment from Time to Time of any Chief Rents due in respect of such Ground or Land.

Power to lease such unoccupied Ground for a Term.

XLI. That for the Purpose of enabling the Corporation to let such Ground or Land as shall be unoccupied, it shall be lawful for the Corporation, by any Deed under their Common Seal, to lease such Ground or Land or any Part thereof to the intended Lessee thereof, for such Term not exceeding Ten Years as shall be agreed upon between him and the Corporation, and to appoint some Person to deliver the Possession of such Ground to such Lessee; and every such Lease shall effectually vest the Legal Estate in possession of the Ground or Land comprised therein in the Lessee therein named, for the Term thereby expressed to be granted, and shall give such Lessee a good Title thereto against the Owner thereof.

Tenants for Life, &c. authorized to charge a Portion of Expenses on Property by way of Interest.

XLII. That it shall be lawful for the Owner of any House or Land adjoining any Street ordered by the Corporation to be sewerred, levelled, paved, flagged, channelled, or otherwise completed, and being Tenant for Life only, from Time to Time to charge such House and Land with the Charges and Expenses of sewerreding, levelling, paving, flagging, channelling or otherwise completing such Street, and with the Expenses of making such Charge, and for securing the Repayment of such Money with Interest thereon after the Rate of Four Pounds *per Centum per Annum*, to mortgage, for the Term of Twenty Years, such House and Land unto or in trust for any Person who shall advance such Money, but so that every such Mortgage be made with a Condition to cease and be void, or with an express Trust to be surrendered or reassigned when the Money to be thereby secured, with all Interest thereon, shall have been fully paid and satisfied, and so that in every such Mortgage there be contained a Covenant by the Mortgagor to pay and keep down the Interest of the Money to be secured during his Life, and to set aside during his Life yearly and every Year following the Execution of such Mortgage One Twentieth Part at least of the whole Original Sum secured by such Mortgage, in such Manner that no Person afterwards becoming possessed of such House or Land, or of any Estate or Interest therein, shall be subject or liable to pay any larger Arrear of Interest than for Six Months previous to the Time when the Title of such Possession shall accrue or commence, or any greater Proportion of the original Sum secured by such Mortgage, than the unexpired Term of such Mortgage doth or shall bear

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bear to the whole Term mentioned; and the Amounts annually set aside under the Covenants of such Mortgage shall be invested in Exchequer Bills or other Government Securities, and shall accumulate until the whole Amount secured by such Mortgage can be paid off, or until the Sum so accumulated shall be accepted by the Mortgagee in discharge of the like Amount of the Principal Sum secured by such Mortgage; and every such Mortgage shall be valid in the Law for the Purposes thereby intended, and shall have Priority over all previous Charges or Incumbrances on the Property therein comprised; and every such Mortgagee and his Representatives and Assigns shall have the like Remedies in case of Nonpayment of the Moneys thereby secured, as in the Case of other Mortgages of the like Nature.

XLIII. That where any House or Land shall be in the Possession of any Mortgagee or other Person having in his own Right any Charge or Incumbrance thereon, such Mortgagee or other Person shall have and exercise the same Powers and Remedies for the Recovery of any Moneys paid by him in respect of such House or Land, for sewerage, levelling, paving, flagging, and channelling, or otherwise completing any Street, as he has or may exercise for the Recovery of the Principal Money secured by such Mortgage, or the Interest thereof.

Mortgagees in possession may recover Moneys paid by them for sewerage, &c. in the same Way as Principal and Interest.

XLIV. That in all Cases where any Waggon, Cart, or Timber Carriage shall descend any Hill in any Street within the Borough with any or either of the Wheels locked, a Skid Pan or Slipper, of not less Width than the Width of the Wheel, shall be used or placed at the Bottom of such Wheel during the whole Time of its being so locked, in such Manner as to prevent the Street from being damaged or injured; and every Person who shall drive or act as the Driver of any Waggon, Cart, or Timber Carriage down any Hill with any or either of the Wheels locked, and without using or having such Skid Pan or Slipper at the Bottom of such Wheel as aforesaid, shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings: Provided, that Notice in Writing of this Enactment shall be posted in some conspicuous Places within the Borough One Month at least before any Penalty shall be incurred for a Breach thereof.

Directing the Use of Skid Pans or Slippers.

XLV. That if any Person discharge the Smoke of any Furnace, or any Steam from any Building, (otherwise than from the Top of the same,) into any Street within the Borough, every Person so offending shall for every such Offence be liable to a Penalty not exceeding Forty Shillings, and to a further Penalty not exceeding Five Shillings for every Day during which any Smoke or Steam shall be so discharged: Provided always, that nothing in this Section contained shall be construed

Penalty on discharging Smoke or Steam into Streets.

The Blackburn Improvement Act, 1854.

to interfere with or set aside the One hundred and eighth Section of the "Towns Improvement Clauses Act, 1847," herewith incorporated.

For better
cleansing and
improving
the Water-
way of the
Blakeburn or
Blakewater.

XLVI. That it shall be lawful for the Corporation from Time to Time to cleanse, scour, deepen, widen, alter, divert, straighten, and improve, in such Manner as they shall think proper, the Waterway or Bed and Course of the Stream or Brook called the *Blakeburn* or *Blakewater*, or any Part thereof within the Borough of *Blackburn*, and to remove or cause to be removed all Shoals and other Obstructions in the said Brook, and to remove and carry away all Wears, Cawls, Buildings, Trees, Roots of Trees, Stones, Earth, and other Matter in the Bed or Course of the Waterway thereof, and which it may be requisite to remove for the Purposes aforesaid; and also from Time to Time to place all such Matters or Materials and Things on the Sides of the said Stream or Brook, until the same can be removed or carried away; and also to culvert and arch over the whole or any Part of the said Stream or Brook, and to erect the Culverts and Arches of such Strength and in such Manner as the Corporation shall think necessary, with proper Foundations in the said Brook, and also on any Lands which the Corporation shall purchase or rent on the Sides thereof, and from Time to Time to improve, widen, enlarge, extend, and repair such Culverts and Arches, and to use the same as Streets or Roads, or for such other public Purposes as the Corporation shall think proper.

Power to
remove,
erect, and
repair
Bridges over
the Blake-
water.

XLVII. And for the more effectual Improvement of the Waterway of the said Brook or Stream, and of the Borough, it shall be lawful for the Corporation to repair, widen, alter, take down, remove, and rebuild any of the present or future Bridges used or to be used for Carriages or for Foot Passengers across the said Brook or Stream within the Borough, and build any new Bridges across the same, of such Width and in such Manner as the Corporation shall think proper, with proper Foundations, Piers, and Abutments, in the said Brook or Stream, and also on any Lands which the Corporation shall purchase or rent on the Sides thereof for the Purpose, and to cut and level the Banks of the said Brook or Stream in such Manner as the Corporation shall think necessary, and also to alter and widen the Approaches to such Bridges: Provided, that nothing herein contained shall authorize the Corporation to repair, widen, alter, or build any Bridge by Law repairable by any County, Hundred, District, or Person, or to divert or reduce the Stream of Water flowing to the ancient Water Corn Mill upon or adjoining to the said Brook or Stream.

Penalty for
sewering in-
to the Blake-
water.

XLVIII. That if at any Time after a Main or other Sewer has been constructed by the Corporation for the general Sewerage or Drainage of the Houses, Privies, Ashpits, Cesspools, and other Premises within the

The Blackburn Improvement Act, 1854.

the Borough, any Person shall make or continue any Drain or Sewer from any House, Privy, Ashpit, Cesspool, or other Premises, into the Stream or Brook called the *Blakeburn* or *Blakewater*, or in any Manner pollute or contaminate the Waters thereof, he shall for every Day during which or any Part of which such sewerage or draining, Pollution or Contamination, shall continue, be liable to a Penalty not exceeding Forty Shillings.

XLIX. That if any Person shall lay or throw into any Sewer or Drain of the Corporation any Cinders, Ashes, Bricks, Stone, Rubbish, or Dust, or into the said Stream or Brook any of the Matters aforesaid, or any Filth or other Matter of Annoyance whatsoever, he shall forfeit to the Corporation a Sum not exceeding Forty Shillings for every such Offence.

Penalty on throwing Rubbish, &c. into the Blakewater or Sewers.

L. That if at any Time it shall appear to the Corporation, upon the Report of their Surveyor, that any Building is used or intended to be used as a Factory or Building in which Persons of both Sexes and above Twenty in Number are employed or intended to be employed at One Time in any Manufacture, Trade, or Business, the Corporation may, if they shall think fit, by Notice in Writing to the Owner or Occupier of such Building, require such Owner or Occupier, or either of them, within a Time to be specified in such Notice, to construct a sufficient Number of Waterclosets or Privies for the separate Use of each Sex; and whoever neglects or refuses to comply with any such Notice shall be liable for each Default to a Penalty not exceeding Twenty Pounds, and to a further Penalty not exceeding Forty Shillings for every Day during which the Default is continued; and the Corporation and their Officers, or any Person authorized by the Corporation or any of their Officers, may at all reasonable Times enter any such Building for the Purpose of examining whether such Waterclosets or Privies have been constructed as aforesaid.

Certain Waterclosets to be constructed in Factories.

LI. That the Corporation may, if they think fit, provide and maintain in proper and convenient Situations Waterclosets, Privies, Urinals, and other similar Conveniences, with such Drains or Sewers as they may think necessary, for public Accommodation, and may defray the necessary Expenses of providing the same, and of keeping the same in good Order, out of the Improvement Fund, and they may make such Regulations for the Use thereof and for the orderly Conduct of Persons resorting thereto as they may think fit; and if any Person offend against any such Regulations, every Person so offending shall for every such Offence be liable to a Penalty not exceeding Forty Shillings: Provided always, that no such Regulations shall be of any Force, nor shall any Penalty be recoverable for any Offence against the same, until such Regulations shall have been allowed

Corporation to provide Public Conveniences.

The Blackburn Improvement Act, 1854.

allowed as Byelaws made under the Provisions of the Municipal Act of the Fifth and Sixth Years of the Reign of King *William* the Fourth, Chapter 76, are thereby required to be allowed before they shall come into Force.

No such Convenience to be placed in any Street without Consent of the Corporation.

LII. That no Person shall, after the Commencement of this Act, make, provide, or continue any such Convenience in or adjoining to any Street or Road, whether the same be or be not a public Street or Road, without the Consent of the Corporation or their Surveyor; and if any Person offend against this Enactment, he shall be liable to a Penalty not exceeding Twenty Shillings for every Day during which the Offence shall be continued after having been ordered by the Corporation, by Notice in Writing, to discontinue the same.

Corporation may order Removal and Construction of Urinals by Innkeepers and Beer-sellers.

LIII. That the Corporation may from Time to Time order the Owner or Occupier of any Inn, Public House, Beershop, or other similar Place within the Borough, to remove any Urinal now or hereafter adjoining such Inn, Public House, Beershop, or Place, and may from Time to Time order the Owner or Occupier of any Inn, Public House, Beershop, or Place to construct or place adjoining such Inn, Public House, Beershop, or Place, an Urinal in such Position and according to such Plan as the Corporation or their Surveyor may approve; and if any such Owner or Occupier fail for Fourteen Days after the Time allowed by the Corporation for the Removal or the Construction or placing of any such Urinal to remove or construct or place the same according to such Order, every Person so offending shall for every such Offence be liable to a Penalty not exceeding Five Shillings for every Day after the Expiration of Fourteen Days during which such Order is not complied with.

Power to enforce Conversion of Privies into Water-closets; trapping of Drains, &c.

LIV. That when and so often as it shall be certified to the Corporation under the Hands of Two Medical Men that any Privy, Drain, or Cesspool is in a Condition, State, or Situation injurious, dangerous, or prejudicial to the Health of any of the Inhabitants of the Borough, it shall be lawful for the Corporation, if they think fit, to require the Owner thereof, by Notice in Writing for that Purpose, forthwith or within such reasonable Time as shall be specified in such Notice, to convert such Privy into a Watercloset, and to cause such Drain to be properly trapped, and such Cesspool to be properly cleansed and repaired, to the Satisfaction of the Corporation or of their Surveyor; and in default of the Execution of the Work specified in such Notice, such Owner shall be liable to a Penalty not exceeding Twenty Shillings for every Day after the Expiration of the Time allowed by such Notice, during which the Requirements of such Notice shall not be complied with: Provided, that if such Owner shall satisfy the Corporation that such Privy can be so altered as to prevent the same
being

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being injurious, dangerous, or prejudicial to Health, by other Means than by converting the same into a Watercloset, then such Alteration, if made to their Satisfaction, or to the Satisfaction of their Surveyor, shall be deemed a Compliance with this Provision.

LV. That it shall not be lawful to let or occupy or suffer to be occupied separately as a Dwelling, any Vault, Cellar, or underground Room built or rebuilt after the Commencement of this Act, or which shall not have been so let or occupied before the Commencement of this Act.

Cellars, &c., newly built not to be let as Dwelling Houses.

LVI. That in case it shall at any Time appear to the Corporation that any Cellar, Vault, or underground Room which is occupied as a separate Dwelling is unfit for Human Habitation, the Corporation may, by Notice in Writing to the Owner and Occupier thereof, require that the Occupation thereof as a separate Dwelling shall from and after the Expiration of One Month from the Service of such Notice be discontinued; and any Person who shall, after the Expiration of any such Notice, let, occupy, or continue to let, or knowingly suffer to be occupied for Hire or Rent, any such Cellar, Vault, or underground Room, shall be liable for every such Offence to a Penalty not exceeding Twenty Shillings for every Day during which the same shall continue to be so let or occupied after the Expiration of any such Notice from the Corporation.

Power for Corporation in certain Cases to prohibit Use of Cellars, &c., as Dwelling Houses.

LVII. That every Owner aggrieved by any such Order of the Corporation shall have the same Right of Appeal against such Order as is provided by Section LXXXVI. of "The Towns Improvement Clauses Act, 1847;" and in case such Owner shall so appeal against any such Order he shall not be liable to pay any Penalty in respect of the continued Occupation of any such Cellar, Vault, or underground Room, until the Expiration of Fourteen Days after the Determination of such Appeal and the Confirmation of the Order of the Corporation, unless such Appeal shall cease to be prosecuted; nor shall any such Owner be liable to any Penalty for or in respect of the continued Occupation of any such Cellar, Vault, or underground Room, who shall, after the Receipt of any such Notice from the Corporation, have given Notice to his Tenant or Tenants to quit and deliver up the Possession of the same, and have ceased to receive or claim any Rent for the Hire or Occupation thereof.

Owner appealing against Order not to be liable to Penalty until Determination of Appeal.

LVIII. That upon the Application of the Corporation, and satisfactory Proof that due Notice has been given for the closing as a separate Dwelling of any such Cellar, Vault, or underground Room, and that no Appeal in relation thereto is pending, any Justice may cause the Occupant thereof to be removed, and any Officer of Police

Powers of Justices, &c., as to Removal of Occupants of Cellars, &c.

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or other Person appointed by such Justice may enter any such Cellar, Vault, or underground Room, and do or assist in doing all Matters and Things necessary for the Purpose aforesaid ; and in the event of Access thereto for any such Purpose being refused, such Justice may grant, if necessary, a Warrant for forcibly entering such Dwelling.

Power to enter and inspect Houses supposed to be used as Lodging Houses without being registered.

LIX. That in case it shall at any Time appear to the Corporation or to their Inspector of Lodging Houses, that any House within the Borough is used as a Common Lodging House, though not duly registered as such, it shall be lawful for the said Inspector, and for any other Person or Persons appointed for the Purpose by the Corporation, to enter any such House in which he or they may suspect that Lodgers are received, and to examine and inspect such House, and the Rooms therein, for the Purpose of ascertaining whether the same is used as a Lodging House, or for the Purpose of performing therein any disinfecting Process which the Corporation may order ; and every Person who shall refuse to admit into his House at all reasonable Times the said Inspector or any Person appointed by the Corporation for any of the Purposes aforesaid, or who shall wilfully obstruct any such Person in performing any disinfecting Process therein which the Corporation may order, shall be liable to a Penalty not exceeding Forty Shillings for each such Offence.

Corporation may establish Baths and Wash-houses and exercise Powers of 9 & 10 Vict. c. 74. and 10 & 11 Vict. c. 61. relating thereto.

LX. That the Corporation may, if they shall think fit so to do, exercise within the Borough all and every or any of the Powers conferred by an Act of the Ninth and Tenth Years of the Reign of Her present Majesty, intituled *An Act to encourage the Establishment of Public Baths and Wash-houses*, and by an Act of the Tenth and Eleventh Years of the same Reign, intituled *An Act to amend the Act for the Establishment of Public Baths and Wash-houses* ; and the Expenses of carrying such Powers or any of them into execution may lawfully be defrayed out of the Improvement Fund, and the Moneys received and the Income derived from such Baths and Wash-houses shall be applied in aid of such Improvement Fund.

Power for Officers to order Examination of bad Meats.

LXI. That it shall not be obligatory on any Officer of the Corporation who finds any Cattle, or the Carcase or Part of the Carcase of any Beast, which appears unfit for the Food of Man, to seize and carry the same before any Justice for the Purpose of obtaining an Order for the further Inspection or Examination thereof by competent Persons ; but any such Officer may of his own Authority seize such Cattle, or such Carcase, or such Part of a Carcase, and order such Inspection and Examination by competent Persons ; and any Justice may thereupon make such Order in the Premises in the same Way and Manner as if such Inspection and Examination had been made under his Order.

LXII. That

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LXII. That if any Butcher, Provision Dealer, or other Person exposes or offers for Sale in his Shop, Stall, Warehouse, or any Part of his Premises, or otherwise within the Borough, any unsound or unwholesome Meat, Fish, or other Provisions unfit for the Food of Man, every Person so offending shall for each Offence forfeit a Sum not exceeding Five Pounds; and such Meat, Fish, or other Provisions may be seized, carried away, and dealt with by any Officer of the Corporation in like Manner as by this Act is provided touching the Seizing and Disposal of unsound Meat.

Penalty for exposing for Sale unsound Meat or Provisions.

LXIII. That any Inspector or other Officer authorized by the Corporation for that Purpose, may at all Times in the Day, with or without Assistance, enter into and inspect any Knacker's Yard, House, or Place whatsoever, kept or used for slaughtering Horses or other Animals not fit or intended for the Food of Man, and any Building, Shed, Yard, or Place belonging thereto; to search and see the State and Condition thereof.

Officers may inspect Knackers Yards.

LXIV. That it shall be lawful for the Corporation to complete the Town Hall and Sessions House, now in course of Erection, and also to erect Buildings for Public Offices for the following Purposes; (that is to say,) for holding Meetings of the Magistrates and of the Council, and transacting their Business in the Execution of this Act, and also such Public Meetings as the Corporation shall direct or allow to be held therein, also for the Residence and Stations of Constables and other Officers under this Act, also for a Prison and Watch-houses, Lock-up Houses, and other Conveniences, and to maintain and repair the same.

Power to complete Town Hall, Sessions House, &c.

LXV. That it shall be lawful for the Corporation to furnish and fit up such Town Hall, Sessions House, Buildings and Offices, and to employ proper Persons to take care thereof.

Offices may be furnished, &c.

LXVI. That the Corporation may purchase a Piece of Land within the Borough for the Purpose of a Pound for stray Animals, Carts, Carriages, and other Things, and may erect a Pound and Building thereon and a House for the Pound Keeper, and such Pound and Buildings when made and erected shall be kept in repair by the Corporation.

Power to provide a Pound.

LXVII. And whereas Plans and Sections showing the Lines and Levels of the intended new Streets, Highways, and public Thoroughfares, and of the intended Alterations, Widenings, and Improvements of existing Streets within the Borough, together with a Book of Reference thereto, containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and of the Occupiers of the Lands

Power to take Lands for Alterations, Widenings, and Improvements according to deposited Plans.

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Lands in or through which such new Streets, Alterations, Widenings, and Improvements are intended to be made or to pass, have been deposited at the Office of the Clerk of the Peace for the County of *Lancaster*: Therefore, subject to the Provisions of this Act, the Corporation may, for the Purposes of such new Streets, Alterations, Widenings, and Improvements, enter upon, take, and use such of the Lands and Houses delineated on those Plans, and referred to in that Book of Reference, as they think necessary.

Errors and Omissions in Plans, &c., may be corrected by Justices, who shall certify the same.

LXVIII. That if any Omission, Mis-statement, or wrong Description have been made of any Lands, or of the Owners, Lessees, or Occupiers of any Lands, described on those Plans or in that Book of Reference, the Corporation, after giving Ten Days Notice to the Owners, Lessees, and Occupiers of the Lands affected by the proposed Corrections, may apply to Two Justices for the Correction thereof; and if it appear to such Justices that such Omission, Mis-statement, or wrong Description arose from defective Information or Mistake, they shall certify the same accordingly, and shall in such Certificate state the Particulars of any such Omission, Mis-statement, or wrong Description; and such Certificate shall be deposited with the Clerk of the Peace for the County of *Lancaster*, and be kept by such Clerk of the Peace with the other Documents to which it relates, and thereupon such Plans or Book of Reference shall be deemed to be corrected according to such Certificate; and the Plans or Book of Reference so corrected shall thenceforth be deemed the Plans or Book of Reference deposited for the Purposes of this Act.

Certificate to be deposited.

Power to make Improvements shown on deposited Plans.

LXIX. That the Corporation may make the new Streets, Alterations, Widenings, and Improvements shown by the Plans and Sections deposited with the Clerk of the Peace for the County of *Lancaster*, herein-before referred to, in the Lines and on the Levels shown by those Plans and Sections, and on the Lands shown by those Plans, and described in the Book of Reference thereto, therewith deposited.

Empowering Corporation to purchase Property as in Schedule (A.)

LXX. That it shall be lawful for the Corporation, with, under, and subject to the Powers and Provisions of "The Lands Clauses Consolidation Act, 1845," with respect to the Purchase and taking of Lands otherwise than by Agreement, to enter into and upon, and to purchase, take, use, and hold all or any Part of the Lands and Buildings mentioned or referred to in the Schedule marked (A.) to this Act annexed.

Powers for compulsory Purchases limited.

LXXI. That the Powers of the Corporation for the compulsory Purchase or taking of Houses or Lands for the Purposes of this Act shall not be exercised after the Expiration of Five Years from the Commencement of this Act.

LXXII. That

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LXXII. That the Corporation may, by Agreement with the Owners thereof, purchase any Lands and Premises for the Purposes of this Act, and shall sell or exchange for a proper Equivalent in Value, in Land or in Land and Money, any Lands so purchased which shall not be wanted for such Purposes; and such Purchase of Lands and Premises may be made whether or not they shall be mentioned in the Schedule marked (A.) to this Act annexed, or delineated on the Plan and described in the Book of Reference herein-before referred to.

Powers to purchase and take Lands by agreement.

LXXIII. That, notwithstanding anything in the said recited Act of the Fourth and Fifth Years of Her present Majesty, Chapter Forty-six, contained to the contrary, the Two several Sums of Money, amounting together to Three thousand and twenty-one Pounds Thirteen Shillings and Fourpence, with the accumulated Interest thereon, herein-before mentioned to be due and owing from the *Blackburn* Railway Company and the *East Lancashire* Railway Company respectively to the Overseers of the Poor of the Township of *Blackburn*, as the Purchase Money of the said Plot of Land, being a Portion of the Tract of Land called *The Town's Moor*, shall be and the same are hereby transferred and made payable unto and vested in the Corporation, who shall have the same Powers and Remedies for the Recovery thereof as belonged to and were vested in the said Overseers before the Commencement of this Act; and it shall be lawful for the said *Blackburn* Railway Company and for the *East Lancashire* Railway Company and they are hereby authorized and required to pay the respective Sums of Money due and owing from them as aforesaid, together with the accumulated Interest on such Sums respectively, into the Hands of the Treasurer of the Borough, whose Receipt shall be a sufficient Discharge to the said respective Companies for the Sums which shall be paid by them respectively; and the said respective Companies shall not be concerned to see to the Application thereof or be answerable for the Nonapplication or Misapplication thereof; and the whole of such Moneys, together with any other Moneys that may be directed by the Corporation to be so laid out, shall be laid out in the Purchase of Lands, and in levelling, fencing, draining, planting, or otherwise laying out and improving the same, and for no other Purpose whatsoever; and such Lands when provided shall be set apart and used for the Exercise and Recreation of the Inhabitants of the Borough.

Transferring to the Corporation Money owing by Railway Companies to the Overseers of the Poor.

LXXIV. That it shall be lawful for the Corporation, at a Meeting to be specially called for the Purpose by the Mayor, or in such other Manner as Meetings are by the Municipal Corporations Act directed to be summoned, and they are hereby authorized, to set apart and appropriate such Portion of the Lands which they may acquire under the Provisions of this Act as they may deem necessary or expedient for the Purpose of providing Public Walks or Pleasure Grounds for

Power to Corporation to set apart Lands for Public Recreation, &c., and plant and improve same.

[*Local.*]

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the

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the Exercise and Recreation of the Inhabitants of the Borough, and from Time to Time to level, fence, drain, plant, and otherwise lay out and improve any such Lands for the more convenient Use thereof, and for ever afterwards to maintain and keep the same in good and sufficient Order and Condition, and also to support or contribute towards the Support of any Lands provided for public Purposes by any Person whomsoever.

10 & 11 Vict.
c. 14. incor-
porated.

LXXV. That "The Markets and Fairs Clauses Act, 1847," shall be incorporated with and form Part of this Act; and for the Purposes of this Act the Expression "the Undertakers" wherever used in "The Markets and Fairs Clauses Act, 1847," shall mean the Corporation, and the Expression "the Market or Fair" contained in the same Act shall mean any Market or Fair in the Borough.

Power to
make new
Market
Places.

LXXVI. That, in addition to the present Market Place so formed and opened for public Use as aforesaid, it shall be lawful for the Corporation from Time to Time, with the Consent in Writing of the Lord or Lords of the said Manor, to lay out and appropriate for Market Places any Building or Land which they shall purchase within the Borough, and also to make such Streets and Approaches into and from such Market Places as they shall think proper.

Power to
erect, alter,
&c., Market
Houses and
other Build-
ings.

LXXVII. That, in addition to the present Market House, it shall be lawful for the Corporation from Time to Time to cause to be erected and built other Market Houses and other Buildings convenient for the holding and keeping the Markets in the Borough, and to maintain the same in repair, and from Time to Time to alter, take down, and remove any such Market Houses and Buildings.

Corporation
may hold
Markets.

LXXVIII. That it shall be lawful for the Corporation, subject to the Provisions of this Act, to have, hold, and keep Markets in the said Market Place, comprising the Site of the said Market House or covered Market, for the Sale of marketable Commodities, and in any other Market Place to be provided under the Powers of this Act within the Borough, for any of such Purposes, and to provide and maintain Stalls, Standings, and other Conveniences for such Markets.

Days, &c.,
for holding
the Markets.

LXXIX. That the Markets shall be held on *Wednesday* and *Saturday* in every Week.

Corporation
may estab-
lish Markets
and Market
Days.

LXXX. That it shall be lawful for the Corporation to hold Markets on such other Day or Days, or as often as shall appear necessary, for the Convenience and Accommodation of the Inhabitants of the Borough and of all Persons resorting thereto, in the present Market Place, or in such other Place or Places as shall by the Corporation be deemed

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deemed more convenient, and as shall be approved of by the Lord or Lords for the Time being of the said Manor.

LXXXI. That the Market for the Sale of Cows, Beasts, Horses, Pigs, and Sheep, usually held on a Tract of Land called *Blakey Moor*, belonging to the Lords of the said Manor, shall continue to be held there, free from the Payment of any Toll to the Corporation, and subject to the Payment by the Corporation to the Lord or Lords of the said Manor, for the Use of the said Tract of Land, of such yearly Acknowledgment as hath been or shall be agreed upon between them.

Markets to be held for the Sale of Cows, &c.

LXXXII. Provided always, That the said Tract of Land called *Blakey Moor* shall be used as a Market Place as aforesaid, unless the Lords for the Time being of the said Manor and their Tenants the Corporation shall otherwise jointly agree and determine; and the same shall be so used, subject to the Right of the Lords in the meantime to let or use the said Tract of Land for any other Purpose, leaving sufficient Space for the Sale of Cows, Beasts, Horses, Pigs, and Sheep thereon, on Market Days as aforesaid.

Blakey Moor to be used as a Market Place until Corporation and Lords of the Manor agree to discontinue same.

LXXXIII. That it shall be lawful for the Corporation to order that the holding of any Market at any Time in the Borough shall be discontinued, either entirely, or only in respect of the Sale of particular Articles or Matters, as they shall think proper; and Copies of such Order shall be affixed in some conspicuous Place in such Market on Three successive Market Days; and the same shall also be inserted in some Newspaper circulated in the Borough for Three successive Weeks; and after such Publication of such Order the holding of such Market shall be discontinued accordingly.

Corporation may close Markets.

LXXXIV. Provided always, That no new Market Place shall be laid out, appropriated, or purchased, nor any Market House be erected or built, nor any of the present Markets be closed or discontinued, either entirely or partially, or removed from the Places where they are now held, or from any of such Places, without the Consent in Writing of the Lord or Lords for the Time being of the said Manor.

Markets not to be made or removed without the Consent of Lords of the Manor.

LXXXV. That it shall be lawful for the Corporation to set apart any Buildings for, or to erect on any Land to be purchased by them, such Slaughter-houses as they shall from Time to Time think sufficient for the slaughtering of Cattle, Beasts, and Swine, for the Supply of the Borough and its Neighbourhood, and for ever afterwards to maintain and improve the same as they shall think fit.

Slaughter-houses.

LXXXVI. That it shall be lawful for the Corporation from Time to Time to demand and take from any Person occupying or using any Stall,

Tolls to be taken for the open Market

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as in Sched.
(B.) Stall, Shamble, Shed, or Stand in the open Part of the present Market Place, or in any new Market Place to be opened by virtue of this Act, or bringing into any such present or new Market Place any Corn or Seed, Provisions, Articles, or Things specified in the Schedule marked (B.) to this Act annexed, such Stallage, Rents, and Tolls as are at present ordered to be collected, or as the Corporation shall from Time to Time appoint, not exceeding the several Stallages, Rents, and Tolls specified in the said Schedule.

Tolls to be
taken in the
covered
Market as in
Sched. (C.) LXXXVII. That it shall be lawful for the Corporation from Time to Time to demand and take from any Person occupying or using any Stall, Shamble, Shop, Room, Compartment or other Convenience, Bench, Seat, Space, or Stand, in the covered Market or Market House already erected, or in any covered Market or Market House to be erected as aforesaid, or bringing therein any Corn or Seed, Provisions, Articles, or Things specified in the Schedule marked (C.) to this Act annexed, such Tolls, Rents, Stallages, and Dues as are at present ordered to be collected, or as the Corporation shall from Time to Time appoint, not exceeding the several Tolls, Rents, Stallages, and Dues specified in the said Schedule.

Tolls for the
Slaughter-
houses as in
Sched.
(B.) LXXXVIII. That after such Slaughter-houses as aforesaid shall be opened for public Use, it shall be lawful for the Corporation to demand and take from any Person slaughtering Cattle, Sheep, Beasts, and Swine within any such Slaughter-house such Tolls in respect thereof as they may think proper, not exceeding the several Tolls or Sums of Money specified in the said Schedule marked (B.)

Tolls for
weighing
and mea-
suring as in
Sched.
(B.) LXXXIX. That it shall be lawful for the Person for the Time being appointed to attend the Weighing Houses or Places for weighing or measuring any Articles sold in the said Market by Weight or Measure, from Time to Time to demand and take such Tolls in respect thereof as are at present ordered to be collected, or as the Corporation may think proper, not exceeding the several Tolls specified in that Behalf in the said Schedule marked (B.)

Tolls for
weighing
Carts. XC. That it shall be lawful for the Person for the Time being appointed to attend the Machines for weighing Waggon, Carts, or Carriages, to demand and receive from the Person requiring the same to be weighed, such Tolls as are at present ordered to be collected or as the Corporation may appoint, not exceeding the Tolls specified in respect of the same in the said Schedule marked (B.), and such Tolls shall be paid before any Waggon, Cart, or Carriage in respect of which the same are payable shall be weighed.

Power to
lease the
Markets, &c. XCI. That it shall be lawful for the Corporation from Time to Time to demise and let the said Market Places, Market Houses, Slaughter-houses,

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Houses, Weighing Houses or Places and Machines, or any of them, or any Part of them, or the said Stallages, Rents, or Tolls, or any of them, for any Period not exceeding Three Years, upon such Terms as shall be agreed upon between the Corporation and the Person to whom such Lease shall be made. for Three Years.

XCII. That it shall be lawful for the Corporation to let any of the Stalls, Standing Places, Shambles, Benches, or other Conveniences in the said Market Places and Market Houses to any Person for any Term not exceeding Three Years. Power to lease Standings in the Markets.

XCIII. That so long as the Corporation shall provide sufficient Market Places for the Accommodation of the Inhabitants of the Borough no Person shall sell or expose for Sale in any Street or Place within the Borough, except in some Market Place opened under the Authority of this Act or of the first-recited Act, or any Act thereby repealed, or his own Yard, Building, Field, or Premises, or such other Place as shall be established by the Corporation for the Purpose, any Hay, Straw, Clover, Vetches, Rye Grass, or other Grass; and if any Person shall offend in any or either of the several Cases aforesaid, such Offender shall for each Offence forfeit and pay any Sum not exceeding Forty Shillings for the First Offence, and any Sum not exceeding Five Pounds for each subsequent Offence. Sales elsewhere than in the Markets prohibited.

XCIV. That "The Town Police Clauses Act, 1847," shall be incorporated with and form Part of this Act, and for the Purposes of this Act the Expression "the Commissioners" wherever used in "The Town Police Clauses Act, 1847," shall mean the Corporation: Provided always, that nothing in "The Town Police Clauses Act, 1847," or this Act contained, shall extend to take away, abridge, or lessen any Powers which now or at any Time hereafter may by Law belong to or may be exercised by the Corporation or the Watch Committee of the Borough. 10 & 11 Vict. c. 89. incorporated.

XCV. That the Clauses of "The Gasworks Clauses Act, 1847," with respect to the Provisions for guarding against fouling Water or other Nuisance from the Gas shall be incorporated with and form Part of this Act, and shall be construed in the same Manner as if the Words "Company" or "Persons making or supplying Gas" had been inserted instead of the Word "Undertakers:" Provided always, that the Corporation, as well as the Person to whom the Water fouled shall belong, shall, according to and subject to the Provisions of the said Act, be entitled to dig up the Ground, and examine the Pipes, Conduits, and Works of any Company or Persons making or supplying Gas. Certain Clauses of 10 & 11 Vict. c. 15. incorporated.

XCVI. That it shall be lawful for the Corporation from Time to Time to cause the several Streets within the Borough, or such of them Power to Corporation to light the Streets.

[Local.]

as

The Blackburn Improvement Act, 1854.

as they shall think proper to be lighted with Gas, Oil, or otherwise at such Times as they shall think fit, and to provide such Lamps, Lamp Posts, Lamp Irons, Pipes, and other Works as may be necessary for that Purpose.

Power to
manufacture
Gas.

XCVII. That it shall be lawful for the Corporation to manufacture Gas, and to provide Gasometers and all Apparatus and Machinery necessary for that Purpose, and to purchase any Land not exceeding Two customary Acres which may be necessary for the Establishment of such Manufacture.

Corporation
may agree
with Water
Company to
purchase
Works, &c.

XCVIII. That it shall be lawful for the Corporation to purchase of and from the *Blackburn Waterworks Company*, and for the said Company to sell to the Corporation, the Works and Property, Rights, Interests, and Privileges, of or to which the said Company shall at the Time of such Purchase be seised, possessed, or in any way entitled, at Law or in Equity or otherwise howsoever, and for that Purpose it shall be lawful for the Corporation to enter into any Contracts, Agreements, or Arrangements with the said Company, and for the said Company to enter into any Contracts, Agreements, or Arrangements with the Corporation; and any Contract, Agreement, or Arrangement so made between the Corporation and the said Company, and sealed with the Common Seals of the Mayor, Aldermen, and Burgesses of the Borough, and of such Company, shall be valid and effectual to all Intents and Purposes.

Considera-
tion to be
payable as
perpetual
Annuities
to Share-
holders.

XCIX. That the Compensation to be made to the said Company, in consideration of the Purchase of their Works and Property, and Rights, Privileges, and Interests, shall be secured to the Shareholders of such Company, by annual Payments in the Nature of perpetual Annuities, according to the Number of Shares held by such Shareholders respectively in the Capital Stock of the said Company.

Deed to be
executed by
Company
when Com-
pensation
made.

C. That the Works and Property, Lands, Buildings, Estates, Rights, Interests, Powers, and Privileges of the said Company, when and so soon as the Compensation to be made to them by the Corporation shall have been agreed upon between them, shall be conveyed and assigned to the Corporation by Deed duly stamped, in which the Consideration for the same shall be truly stated.

On Execu-
tion of Deed,
Company
dissolved.

CI. That upon and after the Execution of such Deed as aforesaid, the said Company shall stand and be absolutely dissolved and at an end to all Intents and Purposes whatsoever.

Preserving
Liabilities
under the

CII. Provided always, That, notwithstanding the Dissolution of such Company, and except only as is by this Act otherwise expressly provided,

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vided, everything before the Dissolution of such Company done or suffered under the Acts relating to such Company shall be as valid as if such Company were not dissolved; and the Dissolution of such Company and this Act respectively shall accordingly be subject and without Prejudice to everything so done or suffered, and to all Rights, Liabilities, Claims, and Demands, both present and future, which, if such Company were not dissolved and this Act were not passed, would be incident to or consequent on any and every thing so done or suffered, and with respect to all such Rights, Liabilities, Claims, and Demands the Corporation shall, to all Intents and Purposes, represent the Company so dissolved.

Water-works Acts, in event of Dissolution of Company.

CIII. That upon and after the Execution of such Deed as aforesaid, all the Powers and Provisions contained in the Acts relating to the Company, and in the Acts incorporated with such Acts, and all the Authorities, Rights, and Privileges thereby vested in or conferred on such Company, and the Right and Obligation to carry into effect such of the Provisions therein respectively contained as shall at the Time of the Execution of such Deed be in force, and might, but for the Execution of such Deed, have been exercised or carried into effect by such Company (save and except so far as the same are inconsistent with the Provisions of this Act), shall be and the same are hereby transferred unto and vested in the Corporation, and such Powers and Provisions, Authorities, Rights, and Privileges, shall be from Time to Time exercised and carried into effect by the Corporation in the Manner herein-after directed; and such Acts (except as aforesaid) shall be construed as if the Word "Corporation" had been inserted therein respectively instead of the Word "Company," and as if the Provisions thereof respectively had been expressly re-enacted in this Act, and shall be read herewith as forming One Act; and all Power and Authority of such Company to carry into effect such Acts, and the Acts therewith incorporated, shall thereafter cease and determine.

Transferring Powers, &c., of Water-works Company to the Corporation.

CIV. That upon and after the Execution of such Deed, the Works and Property, Lands, Buildings, Estates, Rights, Interests, Powers, and Privileges, of or to which such Company shall then by virtue of any Act of Parliament or otherwise howsoever be seised or entitled, and all Moneys of such Company, except only the Money which shall then be divisible among the Shareholders of the Company, shall be and the same are hereby absolutely transferred under and vested in the Corporation for the Purposes of this Act, but subject to all Mortgages, Charges, Incumbrances, Liabilities, Claims, and Demands whatsoever then affecting the same.

Property of Company to be thereupon vested in the Corporation.

CV. That in case of Transfer by the said Company, Two Parts of such Deed shall be so executed, and One Part thereof shall be deposited

Deposit of Deed of Transfer.

by

The Blackburn Improvement Act, 1854.

by the Council with the Clerk of the Peace for the County Palatine of *Lancaster*, and the other Part thereof shall be retained by the Corporation and deposited among their Records.

Clerk of the Peace to retain Part deposited with him.

7 W. 4. & 1 Vict. c. 83.

CVI. That the Clerk of the Peace shall receive and retain the Part of the Deed so deposited with him, and shall permit all Persons interested to inspect it, and make Copies and Extracts thereof, in like Manner, and on like Terms, or under the like Penalty for Default, as is provided by the Act of the First Year of Her present Majesty, intituled *An Act to compel Clerks of the Peace for Counties and other Persons to take the Custody of such Documents as shall be directed to be deposited with them under the Standing Orders of either House of Parliament*, with respect to Documents therein referred to.

Proof of Deposit.

CVII. That the Clerk of the Peace shall, at the Request of the Corporation, on receiving the Part of the Deed so deposited with him, indorse on the Part thereof retained by the Corporation a Memorandum of such Receipt; and the Production by the Corporation of the Part so retained with such Indorsement thereon shall, without Proof of any Matter, be Evidence of such Deposit having been made.

Conveyances, Contracts, &c. to remain valid.

CVIII. That all Conveyances, Leases, Deeds, Appointments, Contracts, Agreements, Mortgages, Bonds, Covenants, and Securities, made or entered into before the Execution of such Deed as aforesaid to, with, or in favour of, or by, for, or on behalf of such Company, or any Person on their Behalf, by virtue or under the Authority of the Acts relating to such Company, shall be and remain as good, valid, and effectual, in favour of, against, and with reference to the Corporation, and may be proceeded on and enforced, in the same Manner, to all Intents and Purposes, as if the Corporation instead of such Company or Person had been Party to and executed the same, or had been named or referred to therein, or privy thereto.

Actions, &c. not to abate.

CIX. That any Action, Suit, Prosecution, or other Proceeding whatsoever commenced either by or against such Company before the Execution of such Deed as aforesaid shall not abate or be discontinued or prejudicially affected by this Act, but on the contrary shall continue and take effect both in favour of and against the Corporation in the same Manner, to all Intents and Purposes, as if this Act had not been passed, and the same would have continued and taken effect in favour of and against such Company; and the Court in which any such Action, Suit, Prosecution, or other Proceeding is pending, or any Judge may, on the Application in a summary Way of any Party thereto, cause the Name of the Corporation to be substituted for the Name of such Company, as Party to such Action, Suit, Prosecution, or other Proceeding, in like Manner as if the Corporation instead of such Company had originally been Party thereto.

CX. That

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CX. That the Officers and other Persons appointed or acting under the Acts relating to such Company shall hold and enjoy their respective Offices and Employments, with the Salaries and Emoluments thereunto annexed, and be deemed Officers and Servants of the Corporation, until they be removed therefrom by the Corporation; and all such Officers and Persons shall have the like Powers and Authorities for the Purposes of this Act, and be subject to the like Power of Removal, Rules, Regulations, Pains, and Penalties, in all respects whatsoever as if they had been appointed by the Corporation under this Act.

Officers to continue until removed.

CXI. That all Rates and Rents which at the Time of the Execution of such Deed as aforesaid shall be due and payable or accruing or becoming due and payable to such Company shall be payable to and may be collected and recovered by the Corporation; in like Manner as Rates or Rents might have been collected and recovered by such Company if this Act had not passed.

Rates due on the Execution of Conveyance to be recovered by the Corporation.

CXII. That all Persons who at the Time of the Execution of such Deed as aforesaid shall owe any Money to such Company, or to any Person on their Behalf, shall pay the same, with all Interest (if any) due or to accrue due for the same, to the Corporation, and all Debts and Moneys which shall then be due or owing by or recoverable from such Company, or for the Payment of which such Company shall be or but for this Act would have been liable, shall, with all Interest (if any) due or to accrue due thereon, be paid by or be recoverable from the Corporation.

Debts due to and by the Company to be paid to and by the Corporation.

CXIII. That upon and from the Execution of such Deed as aforesaid the Corporation shall be subject to and shall perform and conform and be liable to all Covenants, Conditions, Agreements, Directions, Duties, Liabilities, Debts, and Charges to which such Company shall then be liable, and shall by such Deed indemnify the several Shareholders of the Company, and their respective Heirs, Executors, Administrators, Successors, and Assigns, Estates and Effects, from all such Covenants, Conditions, Agreements, Directions, Duties, Liabilities, Debts, and Charges, and all Costs, Charges, and Expenses by reason thereof, or of the Nonperformance or undue Performance thereof respectively.

Corporation to indemnify Company against their Liabilities.

CXIV. That upon and from the Execution of such Deed as aforesaid, all Lands, Buildings, Rates, Rents, Tolls, Hereditaments, whether corporeal or incorporeal, and other Property by this Act vested or which shall be vested in the Corporation (including therein the Property by any such Deed transferred to the Corporation, and the Receipts from Time to Time accruing from and in respect of such Property,) Rates, &c. and other Property hereby vested in the Corporation charged with Annuities for

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in

The Blackburn Improvement Act, 1854.

Shareholders
of the Com-
pany.

in consideration of the Transfer to the Corporation of the Property of such Company, shall, subject to the Provisions of this Act, be and the same are hereby charged with the Payment to the Shareholders in such Company, their Successors, Executors, Administrators, and Assigns, of so many perpetual Annuities, and of such Value, as shall have been agreed upon between such Company and the Corporation.

Annuities to
vest in
Shareholders
in propor-
tion to the
Number of
Shares held
by them.

CXV. That, upon and from the Execution of such Deed as afore-
said, the Annuities shall vest in and belong to the several Parties who
shall then be Shareholders in such Company, and the Number of
Annuities to which each such Shareholder shall be entitled shall be in
proportion to the Number of Shares held by him in the Capital of such
Company.

Annuities to
represent
Shares in
Company.

CXVI. That the Annuities shall in all respects, both at Law and in
Equity, be substituted for and represent the Shares in the Capital of
such Company; and the several Parties in whom the Annuities become
vested under this Act shall be possessed thereof respectively upon the
same Trusts, and subject to the same Powers, Provisions, Charges, and
Liabilities, as those upon and to which their respective Shares in the
Capital of the Company are, on the Execution of such Deed as afore-
said, held and subject; and the Annuities shall accordingly pass and be
affected by any Will or other Instrument disposing of or affecting such
Shares.

Corporation
to issue Cer-
tificates for
Annuities.

CXVII. That the Corporation shall, at their own Expense, issue to
every Party in whom any Annuity becomes vested under this Act, or
to his Successors, Executors, Administrators, or Assigns, on Demand in
Writing being made by him or them of the Corporation, and on Delivery
by him or them to the Corporation of the Certificate of the Share
in the Capital of the Company for which the Annuity is substituted, a
Certificate of the Annuity; and such Certificate may be in the Form
in the Schedule (D.) to this Act annexed, or to the like Effect.

Provision in
case of Loss
of Certifi-
cates of
Shares in
Company.

CXVIII. That if any Certificate of a Share in the Capital of such
Company be lost or destroyed, then, on Proof thereof to the Satisfaction
of the Corporation, they shall issue to the Party entitled to the Cer-
tificate so lost or destroyed a Certificate of the Annuity substituted
for that Share.

Number of
Annuities
for which
Certificates
to be issued.

CXIX. That Certificates for Annuities issued by the Corporation
to any Party entitled thereto shall be so many, and each of them for
so many Annuities, but not exceeding in the aggregate the whole
Number of his Annuities, as such Party, by Notice in Writing to the
Corporation, shall require: Provided also, that if or so far as any Party
entitled to more than One Annuity does not require any particular
Number

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Number of Certificates to be issued to him, then the Certificates issued to him shall be so many, and each of them for so many Annuities, but not exceeding in the aggregate the whole Number of his Annuities, as the Corporation think fit, but they shall not demand any Sum for any such Certificate.

CXX. That the Certificates of the Annuities shall be numbered in Arithmetical Progression, beginning with Number One; and every such Certificate shall be distinguished by its appropriate Number, and shall express the Numbers of the Shares in the Capital of the Company for which the Annuities specified in the Certificate are substituted.

Certificates to be numbered.

CXXI. That if the Certificate of any Annuity be worn out or damaged, then, on its being produced to the Corporation, they may order it to be cancelled, and thereupon the Corporation shall issue a similar Certificate to the Party then entitled to the Certificate so worn out or damaged; or if any such Certificate be lost or destroyed, then, on Proof thereof to the Satisfaction of the Corporation, they shall issue a similar Certificate to the Party then entitled to the Certificate so lost or destroyed; and in either Case a due Entry of the substituted Certificate shall be made by the Corporation in the Register of Water Annuitants; and for every such substituted Certificate the Corporation may demand any Sum not exceeding Two Shillings and Sixpence.

Certificates of Annuities to be renewed when lost, &c.

CXXII. That if at any Time an Annuitant be desirous of having several Certificates instead of One, or One Certificate instead of several, for his respective Annuities, or any of them, then on any such Certificate or Certificates being produced to the Corporation they may order the same to be cancelled, and shall thereupon issue to him, as he requires, One or more Certificate or Certificates for any Annuities the Certificate or Certificates for which is or are so cancelled; and in every such Case a due Entry of the substituted Certificate or Certificates shall be made by the Corporation in the Register of Water Annuitants; and for every such substituted Certificate the Corporation may demand any Sum not exceeding Two Shillings and Sixpence: Provided always, that in every such Case the Number or the aggregate Number of the Annuities for which the substituted Certificate or Certificates are issued, shall be the same as the Number or the aggregate Number of the Annuities the Certificate or Certificates for which is or are so cancelled.

Certificates for altered Numbers of Annuities.

CXXIII. That the Certificate of any Annuity shall be admitted as *prima facie* Evidence of the Title of the Holder thereof, his Executors, Administrators, Successors, or Assigns, to the Annuity therein specified;

Certificate to be Evidence.

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cified; nevertheless the Want of such Certificate shall not prevent the Holder of any Annuity from disposing thereof.

Register of
Water An-
nuitants.

CXXIV. That upon the Completion of the Purchase of the Works and Property of the Waterworks Company, the Corporation shall provide and keep a Book, to be called "The Register of *Blackburn* Water Annuitants," and shall enter in such Book from Time to Time the Names of the several Corporations and the Names and Additions of the several Persons respectively entitled to Annuities in the said Waterworks Company, and the Number of Certificates of Annuities to which they respectively are entitled, and the respective Amounts of their Annuities, and their Surnames or corporate Names shall be placed in alphabetical Order.

Water An-
nuitants
Address
Book.

CXXV. That upon the Completion of such Purchase as aforesaid the Corporation shall also keep a Book, to be called "The *Blackburn* Water Annuitants Address Book," and shall enter in such Book from Time to Time in alphabetical Order the corporate Names with the Places of Business of the Annuitants being Corporations, and the Surnames of the other Annuitants, with their respective Christian Names and Places of Abode and Descriptions, so far as the same are known to the Corporation; and every Annuitant and every Burgess of the Borough of *Blackburn*, or if such Annuitant be a Corporation, their Clerk or Agent, may at all convenient Times inspect such Book gratis, and may require a Copy thereof, and for every One hundred Words so required to be copied the Corporation may demand a Sum not exceeding Sixpence.

Annuities to
be Personal
Estate.

CXXVI. That the Annuities shall be Personal Estate and transmissible as such, and shall not be of the Nature of Real Estate.

Transfer of
Annuities to
be by Deed
duly Stamp-
ed.

CXXVII. That every Annuitant may sell and transfer all or any of his Annuities, and every such Transfer shall be by Deed duly stamped, in which the Consideration shall be truly stated, and such Deed may be according to the Form in the Schedule (E.) to this Act annexed or to the like Effect.

Transfers of
Annuities to
be regis-
tered.

CXXVIII. That upon the Completion of such Purchase as aforesaid, the Corporation shall also keep a Book, to be called "The Register of Transfers of *Blackburn* Water Annuitants," and every Deed of Transfer (when duly executed) shall be delivered to the Corporation and be kept by them, and they shall in such Book enter a Memorial of every such Deed of Transfer, and shall endorse such Entry on the Deed of Transfer (such Indorsement to be signed by the Town Clerk), and shall, on Demand, deliver a new Certificate to the Transferee, and for every such Entry of a Deed of Transfer, with such
Indorsement

The Blackburn Improvement Act, 1854.

Indorsement and Certificate, the Corporation may demand any Sum not exceeding Two Shillings and Sixpence; and on the Request of any Transferee, an Indorsement of the Transfer to him shall be made on the Certificate of the Annuities transferred, instead of a new Certificate being granted, and such Indorsement, being signed by the Town Clerk, shall be considered in every respect the same as a new Certificate; and until such Deed of Transfer be so delivered to the Corporation, the Transferee shall not be entitled to receive any Part of the Annuities transferred.

CXXIX. That the Corporation may close such Register of Transfers for a Period not exceeding Fourteen Days before the Days appointed for the half-yearly Payments of such Annuities; and any Transfer of Annuities made during the Time when the Register Book is closed shall, as between the Corporation and Transferee, but not otherwise, be deemed made after that Time.

Closing of
Transfer
Book.

CXXX. That if the Interest in any Annuity become transmitted in consequence of the Death, Bankruptcy, or Insolvency of any Annuitant, or in consequence of the Marriage of a Female Annuitant, or by any lawful Means other than by a Transfer according to the Provisions of this Act, such Transmission shall be authenticated by a Declaration in Writing as by this Act provided, and, until the Transmission be so authenticated, any Person claiming by virtue thereof shall not be entitled to receive any Part of the Annuity transmitted.

Transmission
of Annuities
by other
Means than
Transfer to
be authenti-
cated by a
Declaration.

CXXXI. That every such Declaration shall state the Manner in which and the Party to whom the Annuity is transmitted, and shall be made and signed by some credible Person before a Justice, or before a Commissioner to administer Oaths in Chancery in *England*, and such Declaration shall be left with the Corporation, and thereupon they shall enter the Name of the Person entitled under such Transmission in the Register of *Blackburn* Water Annuitants, and for every such Entry the Corporation may demand any Sum not exceeding Two Shillings and Sixpence.

Contents of
Declaration
in all Cases.

CXXXII. That if the Transmission be by virtue of the Marriage of a Female Annuitant the Declaration shall contain a Copy of the Register of such Marriage, or other Particulars of the Celebration thereof, and shall declare the Identity of the Wife with the Holder of the Annuity; and if the Transmission be by virtue of any Testamentary Instrument, or by Intestacy, the Probate of the Will or the Letters of Administration, or an official Extract therefrom, shall, with the Declaration, be produced to the Corporation; and upon such Production in either of those Cases the Corporation shall make an Entry of the Declaration in the Register of Transfers of the *Blackburn* Water Annuitants.

Contents of
Declaration
in Cases of
Transmission
by Marriage
Will, &c.

[*Local.*]

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CXXXIII. That

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Corporation
not bound to
regard
Trusts.

CXXXIII. That the Corporation shall not be bound to see to the Execution of any Trust, whether expressed or implied or constructive, to which any Annuity may be subject, and the Receipt of the Party in whose Name any Annuity stands in the Register Book aforesaid shall from Time to Time be a sufficient Discharge to the Corporation for any Money payable in respect of the Annuity, notwithstanding any Trusts to which the Annuity may then be subject, and whether or not the Corporation have had Notice of such Trusts; and if any Person registered as an Annuitant, or his Executors or Administrators, shall be an Infant, Lunatic, or otherwise under legal Disability, or shall be out of the United Kingdom, the Receipt of his or her Guardian, Committee, or Agent, as the Case may be, shall be a sufficient Discharge, and the Corporation shall not be bound to see to the Application of the Money paid upon such Receipt, or be answerable for any Loss, Misapplication, or Nonapplication thereof.

Commence-
ment and
Payment of
Annuities.

CXXXIV. That the Annuities shall be computed from the Time of the Execution of the Deed vesting in the Corporation the Works and Property of the *Blackburn Waterworks Company*, and shall be paid at the Office of the Borough Treasurer in net Money, clear of all Deductions whatsoever (except Income or Property Tax, or other Tax in the Nature thereof, legally chargeable thereon), and shall be so paid by equal half-yearly Payments.

Certificate to
be demanded
before An-
nuity recov-
erable.

CXXXV. That the Corporation shall not be bound to pay any Annuity until the Party entitled thereto has demanded, as by this Act provided, a Certificate thereof.

Annuities
recoverable
by Suit.

CXXXVI. That if any Annuity, or any Part of an Annuity being payable, be not paid on Demand thereof in Writing made by the Annuitant or his Agent of the Corporation, the Annuitant may sue for and recover the same with full Costs of Suit in any Court of competent Jurisdiction.

Annuitants
may require
the Appoint-
ment of a
Receiver in
certain
Cases.

CXXXVII. That if within Thirty Days after any Annuity or any Part of an Annuity is payable, and after Demand thereof in Writing, it be not paid, the Annuitant may, without Prejudice to his Right to sue for the Amount in arrear, require the Appointment of a Receiver; and several Annuitants whose Annuities are so in arrear may join in requiring the Appointment of a Receiver.

Appointment
of a Receiver.

CXXXVIII. That every Application for such a Receiver shall be made to Two Justices, and on any such Application the Justices may, by Order in Writing, after hearing the Parties, appoint some Person to receive the whole or a competent Part of the Moneys which may then have come or may thereafter come to the Hands of the Treasurer of the

The Blackburn Improvement Act, 1854.

the Borough, out of the Rates and other Moneys by this Act made applicable to such Payments, until the Annuities in arrear, and in respect whereof the Receiver is appointed, and all Costs, including the Costs of receiving such Moneys, be paid or satisfied; and when such Appointment is made, the Moneys so ordered to be paid to the Receiver shall be paid to him by the Treasurer, and the Receipts of the Receiver for the Moneys so paid shall be valid Discharges for the same, and from all Claims and Demands by the Annuitant or Annuitants in respect thereof; and the Money so received by the Receiver shall be so much Money received by or to the Use of the Annuitant or Annuitants on whose Behalf the Receiver is appointed, and after the Annuities in arrear and Costs have been so received the Power of the Receiver shall cease: Provided always, that if during the Continuance of the Receivership any Part of the Annuities of the Annuitant or Annuitants on whose Behalf he is appointed become payable, he may apply any surplus Moneys in his Hands in or towards Payment thereof.

CXXXIX. That the Corporation may from Time to Time, by Agreement with any Annuitant, redeem all or any of his Annuities, and when any Annuity is so redeemed an Entry of the Redemption thereof shall be made in the Register of *Blackburn Water Annuitants*, and thereupon the redeemed Annuity shall be wholly extinguished: Provided always, that the Corporation shall not redeem any Annuity at more than Twenty-five Years Purchase.

Corporation
may redeem
Annuities.

CXL. That the Corporation shall, in the Fifth Year after the Completion of the Purchase of the Works and Property of the Waterworks Company, and in every subsequent Year, set apart the Sum of One thousand five hundred Pounds, or such other Sum as is hereinafter directed, to be applied in the Redemption of such Annuities; and when Opportunity offers shall apply such Sum, or any Part thereof, in redeeming the Annuities; and until Opportunity offers shall from Time to Time invest such Sum, or any Part thereof, as a Sinking Fund in the Purchase of any of the Parliamentary Stocks or Funds, or of Exchequer Bills or other Government Securities, or at Interest on Real Securities, and increase the same by Accumulation in the way of Compound Interest or otherwise; and after the Redemption of all the Annuities, the Sinking Fund shall be applied in aid of the Improvement Fund.

Sinking
Fund for Re-
demption
of Annuities.

CXLI. That a Contract by any Person with the Corporation for a Supply of Gas or Water under this Act shall not disqualify such Person from being an Alderman or a Councillor of the Borough: Provided always, that any such Alderman or Councillor shall not be entitled to vote on or take any part in the Discussion of any Matter before the Corporation, or any Committee of the Corporation, relating to

Contracts for
Supply of
Water not to
disqualify
Aldermen or
Councillors.

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to any such Contract for the Time being entered into, or proposed to be entered into, and in which he or his Partner has, or if the Contract were entered into would have, directly or indirectly, any pecuniary Interest.

Power to borrow for Waterworks Purposes.

CXLII. That the Corporation may from Time to Time, under the Authority of this Act, borrow at Interest on Mortgage of the Works and Property of the *Blackburn Waterworks Company* when the same shall become vested in them, and of the Rates, Rents, and Profits arising therefrom, all such Sums as they shall think requisite for the Purpose of maintaining and extending such Works, not exceeding in the whole Twenty thousand Pounds.

Power to levy Rates.

CXLIII. And in order to raise Money for carrying the several Purposes of this Act into execution, it shall be lawful for the Corporation once in every Year after the Commencement of this Act, or oftener if they shall think it necessary, to make One or more equal Rate or Rates upon the Occupiers of all Buildings, Lands, Tenements, and Hereditaments within the Borough, according to the annual Value of the same, so as such Rates do not exceed in any One Year the Sum of Two Shillings and Sixpence in the Pound on such annual Value, except as is herein-after provided.

Manner of making Rates.

CXLIV. That every Rate made under this Act shall be sealed with the Common Seal of the Corporation, and, so sealed, shall be valid without any Signature.

Rates may be continued in force longer than a Year.

CXLV. That it shall not be incumbent on the Corporation to make a new Rate or Assessment every Year, but they may at any Time order that the then Rate or Assessment last made shall continue in force; and the same shall accordingly, with such Additions or Alterations, if any, as the Corporation shall think necessary, continue in force until a new Rate or Assessment shall be made: Provided, that any Person who may think himself aggrieved by any Rate or Assessment so continued by the Corporation shall, after the Order for the Continuance of any Rate, have the same Right of Appeal as is provided by the Towns Improvement Clauses Act, 1847, with respect to the Appeal to be made against any Rate.

Annual Rate may be increased by Consent of a General Meeting of Ratepayers.

CXLVI. That if it shall at any Time appear that the said Sum of Two Shillings and Sixpence in the Pound is not sufficient for the Purposes aforesaid it shall be lawful for the Corporation, with the Consent of the Majority of Ratepayers assembled at a Meeting to be specially called for the Purpose by the Mayor, to increase the Rates, so as the same do not in any One Year exceed the Sum of Three Shillings in the Pound on such annual Value as aforesaid: Provided always,

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always, that Notice of the Intention of the Corporation to make any such Increase shall be given by them One Month previous to such Special Meeting by Advertisement in some Newspaper printed or circulated within the Borough.

CXLVII. That for the Purposes of any Rate to be made or levied under the Provisions of this Act or of any of the incorporated Acts, the Occupier of any Land used as Arable, Meadow, or Pasture Ground only, or as Woodland or Plantation, shall be rated in respect of the same, except as herein-after otherwise provided, in the Proportion of One Fourth only of the net annual Value thereof; and all Lands covered with Water and used as a Canal, and any Towing-path to the same, and all Lands used as a Railway constructed under the Powers of any Act of Parliament for Public Conveyance, shall, except as herein-after otherwise provided, be assessed and liable in the Proportion of One Fourth Part only of the net annual Value of such Lands respectively; anything in this or any of the incorporated Acts to the contrary notwithstanding.

Rating of
Arable, &c.,
Land,

and of Rail-
ways and
Canals.

CXLVIII. That, notwithstanding the Provisions in "The Towns Improvement Clauses Act, 1847," requiring that the Owners of all rateable Property of which the full net annual Value does not exceed the prescribed Sum, or (where no Sum is prescribed) the Sum of Ten Pounds, or which are let to weekly or monthly Tenants, or in separate Apartments, shall be rated to and pay the Rates by that Act or the Special Act directed to be made instead of the Occupiers thereof, the Corporation may, if they shall think fit, rate the Occupiers of such Property: Provided always, that if at any Meeting of Ratepayers under this Act to be specially called for the Purpose by the Mayor, of which Fourteen Days Notice shall be given by Advertisement in some Newspaper printed or circulated within the Borough, it shall be decided to rate all the Owners of such Property instead of the Occupiers, then such Rate shall be levied on the Owners of such Property, in the same Manner and with the same Powers of Recovery as is prescribed by "The Towns Improvement Clauses Act, 1847."

Corporation
may rate
the Occu-
piers in all
Cases unless,
&c.

CXLIX. That no Justice shall be disabled from acting in the Execution of this Act by reason of his being liable to the Payment of any Money towards the Rates authorized to be raised by this Act.

Liability to
Rates not to
disqualify
Justices.

CL. That in every Case where any Building assessed on an annual Rent or Value of Ten Pounds or upwards shall be occupied or used for the Sale of Goods, Wares, or Merchandise, or for Exhibitions, or any other Purposes of Trade or Gain, for a less Period than Three Calendar Months, the Owner of such Building shall pay the Rate

Owners of
Buildings oc-
cupied for
Trade Pur-
poses for a
less Period
than Three

[Local.]

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which

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Months to be
liable to the
Rate.

which the Tenant would otherwise be liable to pay in respect thereof, and the Amount of such Rate shall be recoverable from the Owner as Damages, or, at the Option of the Corporation, may be levied by Distress in the same Manner as if such Owner were himself actually rated.

Owners to
repay Occu-
piers.

CLI. That if any Rate or Sum which ought under this Act to be borne or paid by the Owner of any rateable Property be paid by the Occupier thereof, or levied on his Goods and Chattels, the Owner shall reimburse the Occupier, and the Occupier may deduct the Sums paid or levied, with the Costs of the Distress (if any) paid by him, from the Rent due or to become due from him to the Owner.

Power to
borrow on
Mortgage of
Rates, &c.

CLII. That for the Purpose of enabling the Corporation to purchase the Lands and Buildings delineated on the Plan and described in the Book of Reference thereto herein-before referred to, and comprised in the Schedule marked (A.) to this Act annexed respectively, or any of them, and other Lands, and for effecting the Improvements and Purposes aforesaid, and carrying this Act into execution with reference thereto, (exclusive of any Matter relating to the Purchase, Maintenance, or Extension of the Waterworks herein-before mentioned,) it shall be lawful for the Corporation from Time to Time to borrow, at Interest, on the Credit of the Rates by this Act authorized, and other Property by this Act vested in the Corporation, (except the Highway Rate, and except the Works and Property of the Waterworks Company, and the Rents, Rates, and Profits to be derived therefrom,) any Sum of Money which, together with any Sum previously borrowed, shall not exceed the Sum of Seventy thousand Pounds.

Existing
Mortgages
to have Pri-
ority.

CLIII. Provided always, That all Mortgages granted previously to the passing of the first-recited Act, and which shall be in force at the Time of the Commencement of this Act, shall during the Continuance thereof have Priority over all Mortgages granted under or by virtue of the first-recited Act and this Act; and all Mortgages granted by virtue of the first-recited Act, and which shall be in force at the Time of the Commencement of this Act, and also the said Annuities, shall during the Continuance thereof have Priority over all Mortgages granted under or by virtue of this Act, according to the Provisions herein-after contained.

Powers to
reborrow.

CLIV. That the Corporation may at any Time reborrow any Sum of Money from Time to Time repaid by them, unless it be repaid by means of a Sinking Fund under this Act, and in which Case, and to the Extent of the Amount paid off by means of the Sinking Fund, their respective Powers of borrowing and reborrowing shall cease.

CLV. That

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CLV. That the Moneys so to be borrowed on Mortgage of the Rates by this Act authorized, and other Property by this Act vested in the Corporation, (except the Works and Property of the Waterworks Company, and the Rents, Rates, and Profits to be derived therefrom,) shall be applied in the first place in Payment of the Costs, Charges, and Expenses of applying for, obtaining, and passing this Act, and next in repaying any Money borrowed and Debts incurred previous to the Commencement of this Act, and then due, for or in respect of any Improvements effected or commenced before the Commencement of this Act, under the Powers of the said first-recited Act or any Act thereby repealed, with lawful Interest thereon; and lastly, in effecting such further Improvements within the Borough as the Corporation are authorized to make and shall think proper to make under the Powers of this Act, and in carrying the several Purposes of this Act into execution: Provided that no such Moneys shall be expended for any Purposes connected with the Waterworks.

Application of Moneys to be borrowed on Credit of Rates.

CLVI. Provided always, That the Amount which shall be set apart by the Corporation yearly out of the Improvement Fund as a Sinking Fund to be applied in manner directed by Section LXXXIV. of "The Commissioners Clauses Act, 1847," shall be a Sum equal to One Fortieth Part of the Moneys borrowed by "The *Blackburn Improvement Commissioners*," or for which they were immediately before the Commencement of this Act liable under the first-recited Act, and of the Moneys which shall be borrowed by the Corporation under this Act on the Credit of the Rates by this Act authorized, and other Property by this Act vested in the Corporation.

Amount to be yearly set apart out of Rates for a Sinking Fund.

CLVII. That all Moneys from Time to Time received by the Corporation in respect of the Waterworks, when the Property of the *Blackburn Waterworks Company* shall become vested in the Corporation in manner by this Act directed, shall be applied, subject to any Mortgages or Charges on the same, as follows; namely,

Application of Funds from Waterworks.

Firstly, in paying any Interest that may from Time to Time be due in respect of any Money that may be borrowed on the Credit of the Waterworks, and the Rates and Rents to be derived therefrom;

Secondly, in Payment of the Annuities due in respect of the Shares theretofore held in the Capital of the Company;

Thirdly, in paying the Expenses of maintaining and keeping in repair the Waterworks and other Apparatus thereto belonging;

Fourthly, in setting apart yearly a Sum equal to not less than a Fortieth Part of the Sums so borrowed, to form a Sinking Fund for paying off such Sums;

Fifthly, in extending the Waterworks and other Apparatus thereto belonging;

Sixthly,

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Sixthly, in setting apart the Sum of One thousand five hundred Pounds, if there shall be Funds to that Amount remaining undisposed of on the Settlement of the yearly Accounts, but if Funds to that Amount shall not then remain undisposed of, then such Funds as shall so remain, to form a Sinking Fund to be applied as by this Act directed in redeeming such Annuities ;
And lastly, the Surplus of such Money (if any) shall be carried to the Improvement Fund Account.

Application
of Improve-
ment Fund.

CLVIII. That all Rates, Tolls, Rents, and other Moneys which shall come to the Hands of the Corporation under the Provisions of this Act, or any Act herewith incorporated, shall be paid to the Treasurer of the Borough, and (except such Rates, Rents, or Profits as may arise from the Waterworks when transferred to the Corporation in manner aforesaid, and respecting the Application of which Provision is by this Act otherwise made, and except the Highway Rate hereinafter authorized in case the same shall at any Time be levied,) shall be considered a separate Fund, to be called the Improvement Fund, and such Fund shall be applied as follows :

Firstly, in Payment of the Expenses of obtaining and passing this Act ;

Secondly, in repaying, according to the Priority herein-before prescribed, such Sum or Sums of Money as the Commissioners shall have borrowed under the Authority of the first-recited Act, or any Act thereby repealed, together with Interest thereon ;

Thirdly, in Payment of the Interest of any Moneys which may hereafter be borrowed on the Credit of the Rates by this Act authorized, and other Property by this Act vested in the Corporation ;

Fourthly, in setting apart a Sum, equal to One Fortieth Part of the Moneys borrowed under the said first-recited Act and this Act, to form a Sinking Fund for paying off such Moneys ;

Fifthly, in paying such Sum or Sums as may be necessary for the Payment of the Annuities due in respect of Shares theretofore held in the Capital of the Waterworks Company, when the Works and Property of such Company shall become vested in the Corporation in manner aforesaid, in case any Deficiency shall at any Time exist in the Funds herein-before made applicable to such Purposes ;

Sixthly, in paying the Expenses incurred in the Execution of the Powers by this Act conferred for the Improvement and Regulation of the Borough ;

Seventhly, in paying, in the Order herein-before directed, such further Sum or Sums as may be required, in case any Deficiency shall at any Time exist in the Funds herein-before made applicable to such Purposes, to meet the several Payments herein-before directed

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directed to be thirdly and fourthly made out of the Monies received by the Corporation in respect of the Waterworks, when the same shall become vested in the Corporation; and Lastly, in paying off any Principal Sums that may be due in respect of Money borrowed on the Credit of the Rates and other Property by this Act vested in the Corporation.

CLIX. That the Treasurer of the Borough shall, in Books kept for that Purpose, enter or cause to be entered true Accounts of all Sums of Money by him received and paid, and of the several Matters for which such Sums shall have been received and paid under and by virtue of any of the Provisions of this Act, and such Books shall at all seasonable Times be open to the Inspection of any of the Aldermen or Councillors of the Borough and any Mortgagee under this Act, without Fee or Reward; and all such Accounts, with all Vouchers and Papers relating thereto, shall be submitted by the Treasurer to the Auditors of the Borough, and such Accounts shall be audited in the same Manner as the Accounts of the Borough are directed to be audited, under the Provisions of the Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in England and Wales.*

Accounts to be kept by Borough Treasurer and audited in the same Manner as the Borough Accounts.

CLX. That the Corporation shall keep a distinct Account, to be called "The *Blackburn* Waterworks Account," of all Receipts, Credits, Payments, and Liabilities with respect to the Maintenance and carrying on of the said Works, and a distinct Account of all Receipts, Credits, Payments, and Liabilities relating to the Improvement Transactions and Fund, and also a distinct Account of all Receipts, Credits, Payments, and Liabilities relating to the Repair, Maintenance, and Improvement of the Highways in case a separate Highway Rate shall at any Time be levied.

Distinct Accounts to be kept for Waterworks and Improvement and Highway Purposes.

CLXI. That in the Month of *April* in every Year the Treasurer shall make out in Writing, and shall cause to be printed, a full Abstract of such Accounts for the preceding Year ending upon the Thirty-first Day of *December*, and a Copy thereof shall be open to the Inspection of all the Ratepayers of such Borough, and Copies thereof shall be delivered to all such Ratepayers on Payment of a reasonable Price for each Copy.

Accounts to be made out annually and published.

CLXII. That, notwithstanding anything contained in this Act, or in the Acts herewith incorporated, or in the One hundred and thirteenth Section of the Public General Act of the Fifth and Sixth Years of the Reign of King *William* the Fourth, Chapter Fifty, the Corporation shall, in addition to the Rates by this Act authorized, if they shall deem it necessary or expedient, have Power to levy to the

Corporation may levy Highway Rate authorized by 5 & 6 W. 4. c. 50.

[*Local.*]

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full

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Arable
Lands, &c. to
be rated on
net annual
Value.

full Amount as a Highway Rate the Rate by the said Act of the Fifth and Sixth Years of the Reign of King *William* the Fourth authorized to be levied by the Surveyors of the Highways, or any Portion thereof: Provided always, that in the event of any separate Rate for the Maintenance of the Highways within the Borough being so levied, the Proceeds of such Rate shall be devoted to the Maintenance, Repair, and Improvement of the Highways within the Borough, and for no other Purpose; and all Lands used as Arable, Meadow, or Pasture Ground only, or as Woodland or Plantation, and all Lands covered with Water and used as a Canal, and any Towing-path to the same, and all Lands used as a Railway for Public Conveyance, constructed under the Powers of any Act of Parliament, shall be rated to such Rate on the full net annual Value of such Lands respectively; and during the Continuance of any separate Rate for the Maintenance of the Highways it shall not be lawful for the Corporation to lay out or expend in the Maintenance, Repair, and Improvement of such Highways any of the Rates or Moneys by this Act authorized to be levied, except such Highway Rate; anything in this Act, or any of the incorporated Acts, or in the said Act of the Fifth and Sixth Years of King *William* the Fourth, contained to the contrary notwithstanding.

Appointment
of Inspectors
of Weights
and Mea-
sures.

CLXIII. That the Corporation may from Time to Time appoint Inspectors of Weights and Measures to act within the Borough, and the Borough shall be a separate District for the Inspection of Weights and Measures accordingly; and the Corporation may provide for the Purposes of this Act such Copies of the Imperial Standard Weights and Measures as they think fit; and every Person appointed by the Corporation an Inspector of Weights and Measures may and shall execute the Duties of his Office, with the like Powers, Liberties, and Indemnities, and shall be subject to the like Provisions, Restrictions, Pains, and Penalties, as if he had been duly appointed to the Office by the General or Quarter Sessions, and the Borough had been duly assigned by the General or Quarter Sessions as a separate District for such Inspection.

Reserving
Powers con-
ferred by
Municipal
Corporation
Acts.

CLXIV. That nothing herein contained shall be held to alter any of the Powers, Privileges, and Authorities vested in the Corporation by or in pursuance of any of the Acts of Parliament now in force or which may hereafter pass in relation to Municipal Corporations, or by or in pursuance of the said recited Charter of Incorporation; and, except so far as is herein otherwise provided, the said Powers, Privileges, and Authorities shall extend and apply to the Objects and Purposes of this Act, and may be exercised in the Execution of or otherwise in relation to such Purposes.

CLXV. That

The Blackburn Improvement Act, 1854.

CLXV. That if sufficient Goods of the Corporation cannot be found whereon to levy any Damages, Costs, and Expenses that may be payable by the Corporation, the same may, if the Amount thereof do not exceed Twenty Pounds, be recovered by Distress of the Goods of the Treasurer of the Borough, and any Justice on Application shall issue his Warrant accordingly; but no such Distress shall issue against the Goods of such Treasurer unless Seven Days previous Notice in Writing, stating the Amount so due, and demanding Payment thereof, have been given to such Treasurer, or left at his Residence; and if such Treasurer pay any Money stated in such Notice or under such Distress as aforesaid, he may retain the Amount so paid by him, and all Costs and Expenses occasioned thereby, out of any Money belonging to the Corporation coming into his Custody or Control, or he may sue the Corporation for the same.

Distress
against the
Treasurer.

CLXVI. That the Expenses of applying for and obtaining and passing this Act, or incident thereto, shall be paid by the Corporation out of any Money in the Hands of the Treasurer.

Expenses of
Act.

CLXVII. That, except as is by this Act otherwise expressly enacted or provided, nothing in this Act contained shall annul or abridge the Powers and Authorities given to "The *Blackburn Gaslight Company*" by "The *Blackburn Gas Act, 1853,*" or the Powers and Authorities given to "The *Blackburn Waterworks Company*" by "The *Blackburn Waterworks Act, 1845,*" and "The *Blackburn Waterworks Act, 1849.*"

Saving
Rights of the
Blackburn
Gaslight
and Water-
works Com-
panies.

CLXVIII. That nothing in this Act contained shall extend to defeat any Claim of the Lords of the Manor of *Blackburn* to the Right of appointing the Constable of the said Township, or to deprive them of any Power they may now possess of appointing such a Constable.

Saving
Rights of
Lords of
Manor.

The Blackburn Improvement Act, 1854.

The SCHEDULES referred to by the foregoing Act.

SCHEDULE (A.)

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
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Property to be taken for making, improving, and altering Streets, &c.

In or near Salford.

1	Part of House and Shop	Thomas Veevers - - -	- - -	Robert Clark.
2	The same - - -	The same - - -	- - -	William Whitehead.
3	The same - - -	The same - - -	- - -	Phœbe Kershaw.
4	Occupation Passage leading to Cottages and Yards occupied by Hannah Lister, John Latus, William Clark, George Bury, James Nield, Robert Clark, William Whitehead, Phœbe Kershaw, and James Kirkby.	The same - - -	- - -	Hannah Lister, John Latus, William Clark, George Bury, James Nield, Robert Clark, William Whitehead, Phœbe Kershaw, and James Kirkby.
5	{ Part of House and Premises.	The same - - -	- - -	Hannah Lister.
		The same - - -	- - -	James Kirkby.
6	{ Part of Shop under same Part of Workshop -	William Boys Stones, Devisee in trust of John Farnworth, deceased.	- - -	Thomas Lister.
		The same - - -	- - -	George Gorse.
7	{ Part of Cellar under same Part of Shop - - -	Peter Atkin, Thomas Veevers, and James Ainsworth, Devisees in trust of Thomas Ainsworth, deceased, — the said Peter Atkin as Mortgagee, — John Master Whalley, Clerk; Dixon Robinson, and Henry Kenyon, Trustees and Executors of Leonard Wilkinson, deceased, who was a Mortgagee.	- - -	Thomas Robinson.
		The same - - -	- - -	Thomas Hartley Pickup.
8	Part of Shop, Premises, and Rooms over, also Rooms over a Shop in the Occupation of Thomas Robinson.	The same - - -	- - -	Thomas Hartley Pickup.
9	Part of open Area leading to Premises occupied by Thomas Hartley Pickup and John Sharrock.	The same, and Benjamin Sandford and Henry Briggs, Trustees and Executors of Richard Edge, deceased, and Jane Edge and Betsy Clarke.	- - -	Thomas Hartley Pickup, and John Sharrock.

The Blackburn Improvement Act, 1854.

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
10	Part of a House and Premises, used as a Beer-shop, in Salford and Calendar Street.	Benjamin Sandford and Henry Briggs, Trustees and Executors of Richard Edge, deceased, and Jane Edge and Betsy Clark.	Henry Shaw and John Rutherford.	William Heyes.
11	Part of Shop, Warehouse, and Premises in Salford and Calendar Street.	Thomas Thwaites and Daniel Thwaites, Devisees in trust of Daniel Thwaites, deceased, who was the surviving Devisee in trust of John Aspinall, deceased.	- - - -	John Catlow.
12	Part of House and Shop	The same - -	John Catlow - -	Elizabeth Holiday and Ann Holiday.
13	Part of Shop, Warehouse, and Premises.	Joseph Hindle, Clerk, and John Hindle, or One of them.	- - - -	John Sagar and Mary Sagar.
14	Part of the White Bull Public House.	Thomas Thwaites and Daniel Thwaites, Devisees in trust of Daniel Thwaites, deceased, who was the surviving Devisee in trust of John Aspinall, deceased.	- - - -	Martha Walker.
15	Part of House and Shop	Thomas Veevers - -	- - - -	Robert Barlow.
16	Part of House and Shop	Daniel Thwaites, John Thwaites, and Joseph Yates.	- - - -	William Robson.
17	Part of Occupation Passage leading to Premises in the Occupation of Robert Barlow, William Robson, James Hartley, James Boyle, Jane Marsden, and Richard Moore.	Daniel Thwaites, John Thwaites, Joseph Yates, Thomas Veevers, Ellen Hindle, and Thos. Dutton.	- - - -	Robert Barlow, William Robson, James Hartley, James Boyle, Jane Marsden, and Richard Moore.
18	Part of House and Shop	Ellen Hindle - - -	- - - -	James Boyle.
19	The same - - -	The same - - -	- - - -	Richard Moore.
20	Part of Warehouse - - Part of Room over same, occupied as a Dwelling House.	The same - - -	- - - -	James Boyle.
		The same - - -	- - - -	Jane Marsden.
21	Part of Occupation Passage leading to Premises occupied by James Boyle, Richard Moore, Jane Marsden, John Kippax, Thomas Wilkinson, Henry Slater, Frederick Reeve, and William Riley.	Ellen Hindle, Henry Shaw, and John Rutherford.	- - - -	James Boyle, Richard Moore, Jane Marsden, John Kippax, Thomas Wilkinson, Henry Slater, Frederick Reeve, and William Riley.

The Blackburn Improvement Act, 1854.

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
22	Part of House and Shop	Henry Shaw and John Rutherford.	- - - -	John Kippax.
23	The same - - -	The same - - -	- - - -	Thomas Wilkinson.
24	The same - - -	The same - - -	- - - -	Henry Slater.
25	Part of House, Shop, and Yard.	The same - - -	- - - -	Frederick Reeve.
26	Part of House and Shop	The same - - -	- - - -	William Riley.
27	The same - - -	The same - - -	- - - -	Peter Smalley.

In or near Calendar Street.

28	Part of Stable and Premises.	Thomas Thwaites and Daniel Thwaites, Devises in trust of Daniel Thwaites, deceased, the surviving Devisee in trust of John Aspinall, deceased.	- - - -	Martha Walker.
2	Part of Warehouse and Premises.	Thomas Thwaites -	- - - -	John Catlow.

In or near Penny Street.

30	Part of Shop and Warehouse.	George Illingworth, Edward Hayhurst, John Tattersall, and James Tattersall, Devises in trust of Stephen Tattersall, deceased.	- - - -	William Hirst.
31	Part of House and Shop	Daniel Thwaites -	- - - -	John Eccles.
32	The same - - -	The same - - -	- - - -	Elizabeth Astley.

In or near Salford.

33	Part of the Bay Horse Inn, in Salford and Water Street.	Thomas Dutton -	- - - -	Ann Houlker.
34	Part of House and Shop	Henry Leigh -	- - - -	James Hadfield.
35	{ Shop - - - -	The same -	James Hadfield -	James Worden.
	{ Room over same Shop -	The same -	- - - -	James Hadfield.
36	Part of Masons Arms Public House.	Daniel Thwaites -	- - - -	James Forrest.
37	Room on the Ground Floor, and Room over, other Part of the same Public House.	Henry Leigh -	Daniel Thwaites -	The same.

In Water Street.

38	{ Shop - - - -	Joseph Marshall -	- - - -	Thomas Jemmeson.
	{ Room over the same Shop and outside Steps.	The same -	- - - -	William Bilsborrow.

The Blackburn Improvement Act, 1854.

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
<i>In or near Holme Street.</i>				
39	Offices, Part of Coach House, and Part of Stable.	John Master Whalley, Clerk; Dixon Robinson and Henry Kenyon, Devises in trust of Leonard Wilkinson, deceased.	- - - -	Leonard Wilkinson.
40	Part of House and Premises.	The same - - - -	- - - -	John Waddington.
41	Part of Occupation Passage leading to Premises occupied by John Waddington, Joseph Woodhouse, James Bell, Thomas Entwistle Swift, and George Gladwin.	The same - - - -	- - - -	John Waddington, Joseph Woodhouse, James Bell, Thomas Entwistle Swift, and George Gladwin.
	Room over Part of same Passage.	The same - - - -	- - - -	John Waddington.
42	Warehouse - - - -	The same - - - -	- - - -	Thomas Lund and Brothers.
43	Dwelling House and Premises in Holme Street and Ainsworth Street.	The same - - - -	- - - -	George Bernard Melling.

In Ainsworth Street.

44	Part of House and Premises.	The same - - - -	- - - -	Mary Whewell.
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In or near Ainsworth Street and Church Street.

45	Part of Shop, Warehouse, Yard, and Premises in Church Street and Ainsworth Street.	William Hart and Thomas Hart.	- - - -	William Hart and Thomas Hart.
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In Church Street.

46	Part of open Area leading to Buildings in the Occupation of Joseph Constantine, William Smith, and Luke Slater.	Joseph Feilden and John Feilden.	- - - -	Joseph Constantine, William Smith, and Luke Slater.
47	Part of Shop - - - - Part of Cellar under the same.	The same - - - - The same - - - -	- - - - - - - -	Joseph Constantine. William Smith.
	Part of Room over the same Shop.	The same - - - -	- - - -	The same.
48	Part of Shop - - - -	The same - - - -	- - - -	Oliver Roylance.

The Blackburn Improvement Act, 1854.

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
49	Part of Occupation Passage leading to Buildings in the Occupation of Joseph Constantine, William Smith, Luke Slater, Oliver Roylance, John Lewis, William Banks, Thomas Ingram, Thomas Willan, John Myers, Edward Whalley, John Parkinson, Thomas Sellers, and Robert Riding.	Joseph Feilden and John Feilden.	- - - -	Joseph Constantine, William Smith, Luke Slater, Oliver Roylance, John Lewis, William Banks, Thomas Ingram, Thomas Willan, John Myers, Edward Whalley, John Parkinson, Thomas Sellers, and Robert Riding.
50	Part of House and Shop	The same - - -	- - - -	John Lewis.
51	Part of House and Shop	The same - - -	- - - -	William Banks.
52	The same - - -	The same - - -	- - - -	Thomas Ingram.
53	The same - - -	The same - - -	- - - -	Thomas Willan.
54	{ Shop - - -	The same - - -	- - - -	John Myers.
	{ Another Shop - - -	The same - - -	John Myers	Edward Whalley.
55	Part of House and Shop	The same - - -	- - - -	John Parkinson.
56	{ Shop - - -	Henry Shaw and John Rutherford.	- - - -	Thomas Sellers.
	{ Two Rooms over the same	The same - - -	- - - -	Robert Riding.
57	Part of Shop, Warehouse, and Premises.	William Hartley Clerk, John Pickering, John Bushby, and Samuel Hibbert, Devisees in trust of Peter Pickering, deceased.	- - - -	John Sagar.
58	{ Part of Shop - - -	The same - - -	- - - -	Henry King.
	{ Part of Rooms over the same.	The same - - -	- - - -	John Sagar.
59	Part of Shop and Warehouse.	The same - - -	- - - -	Margaret Pickering.
60	Part of House and Shop	James Cross - - -	- - - -	Henry Briggs.

In or near Astley Gate.

61	Part of House and Shop	John Sagar, Thomas Veevers, and John Dean, Devisees in trust of James Proudlove, deceased.	John Sagar -	John Sagar.
62	{ Part of higher Sun Public House.	The same - - -	The same - -	The same.
	{ Part of the same Public House used as a Tap Room.	The same - - -	The same - -	Ralph Peters.
63	Part of Swan Public House and Premises.	Mary Slater - - -	- - - -	Richard Greenwood.
64	Part of House, Shop, and Premises.	Mary Slater - - -	Richard Greenwood.	James Pilling the younger.
65	House and Shop - - -	Thomas Dugdale - - -	- - - -	Iram Nichols.

The Blackburn Improvement Act, 1854.

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
66	Part of House and Shop	Henry Lonsdale the elder.	- - - -	Thomas Swarbrick and Henry Allford.
67	The same - - -	James Pilkington, Owner of One Third, and Ann Tiplady and Elizabeth Tiplady, Devises in trust of Elizabeth Tiplady, deceased, who was the Owner of the remaining Two Thirds.	- - - -	James Pilling the elder.
68	Part of House and Shop	The same - - -	- - - -	Edgar Riley.
<i>In or near King Street.</i>				
69	Part of Garden - - -	John Livesey - - -	- - - -	John Livesey.
70	Part of Yard - - -	The same - - -	- - - -	The same and James Coupe.
71	Part of Shop - - - Part of Room over same.	The same - - -	- - - -	James Coupe.
72		The same - - -	- - - -	John Livesey.
	Part of Yard and Premises.	The same - - -	- - - -	The same.
<i>In Nab Lane.</i>				
73	Garden and Frontage -	Robert Railton the elder.	- - - -	Robert Railton the younger.
74	The same - - -	Thomas Whewell - -	- - - -	Thomas Whewell.
<i>In Northgate.</i>				
75	Part of House and Shop -	William Boys Stones, Devisee in trust of John Farnworth, deceased.	- - - -	William Moore.
<i>In Northgate and Lord Street.</i>				
76	Part of the Black Greyhound Public House.	Thomas Hart, Joshua Smithson, and Thomas Willson, Devises in trust of James Fisher, deceased, and James Fisher Armistead beneficially entitled.	Thomas Dutton -	John Whittaker.
77	Another Part of the same Public House.	Richard Eddleston -	Thomas Hart, Joshua Smithson, and Thomas Willson, Devises in trust of James Fisher, deceased, and James Fisher Armistead.	The same.
<i>In Lord Street.</i>				
78	Part of House and Shop	Richard Eddleston -	- - - -	William Beesley.
79	Part of Shop and Warehouse.	The same - - -	- - - -	Robert Byers.

[Local.]

The Blackburn Improvement Act, 1854.

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
80	Part of Shop and Premises.	Richard Eddleston -	- - -	Thomas Woods.
	Part of the Cellar under same.	The same - - -	Thomas Woods	Robert Byers.
81	Part of Shop and Warehouse.	George Stones, William Stones, and James Bradley Stones, Devises in trust of James Stones, deceased.	- - -	William Lonsdale.
82	Part of Shop and Workshop.	James Cross - - -	- - -	Richard Smith.
83	Part of Office - - -	The same - - -	William Ward -	William Ward.
	Room over same - - -	The same - - -	The same - - -	Robert Dickinson.
84	Part of Surgery - - -	The same - - -	The same - - -	William Ward.

In the Old Square.

85	Part of Stable and Premises.	James Cross - - -	William Ward -	William Ward.
86	Part of Yard leading to Premises in the Occupation of William Ward, Messrs. Southworth and Dickson, and John Hargreaves.	John Hargreaves -	- - -	William Ward, Messrs. Southworth and Dixon, and John Hargreaves.
87	Part of Middenstead -	The same - - -	- - -	William Ward.
88	Part of Necessary and Coal Shed.	The same - - -	- - -	John Hargreaves.
89	Part of Warehouse -	The same - - -	- - -	Thomas Livesey.

In or near Lord Street and the Old Square, and between the Market Place and the Old Square.

90	House - - -	James Edward Bradshaw.	- - -	William Taylor.
91	House, Yard, and Premises.	The same - - -	- - -	William Haworth.
92	The same - - -	The same - - -	- - -	John Durham.
93	House and Room over Passage.	The same - - -	- - -	Oliver Ormerod.
94	House - - -	The same - - -	- - -	Thomas Eastwood.
95	The same - - -	The same - - -	- - -	William Southworth.
96	Two Necessaries and Ashpits in the Occupations of William Taylor, William Haworth, John Durham, Oliver Ormerod, Thomas Eastwood, William Southworth, the Blackburn Improvement Commissioners, Richard Dickinson, Thomas Nowell, Francis Chisholme, and William Barrett.	The same - - -	- - -	William Taylor, William Haworth, John Durham, Oliver Ormerod, Thomas Eastwood, William Southworth, the Blackburn Improvement Commissioners, Richard Dickinson, Thomas Nowell, Francis Chisholme, and William Barrett.
97	Occupation Passage and Yard leading to Premises in the Occupation of the last-named Persons.	The same - - -	- - -	The same.

The Blackburn Improvement Act, 1854.

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee. or reputed Lessee.	Occupier.
98	Store Shed - - -	The same - - -	The Blackburn Improvement Commissioners.	The Blackburn Improvement Commissioners.
99	{ House - - - Room over same - - -	The same - - - The same - - -	The same - - - Richard Dickinson.	Richard Dickinson. Thomas Nowell.
100	House - - -	The same - - -	The Blackburn Improvement Commissioners.	Francis Chisholme.
101	{ The same - - - Room over same - - -	The same - - - The same - - -	The same - - - The same - - -	William Barrett. The Blackburn Improvement Commissioners.
102	Offices - - -	James Edward Bradshaw.	The Blackburn Improvement Commissioners.	The Blackburn Improvement Commissioners.
103	House, Yard, and Premises, and Room over a public Road.	The same - - -	- - -	Richard Aspden.
104	Bakehouse - - -	The same - - -	- - -	Richard Dickinson.
105	Coalhouse - - -	The same - - -	- - -	William Holland.
106	Passage - - -	The same - - -	- - -	Richard Dickinson and Rowland Parkinsor.
107	Timber Yard and Necessaries.	George Stones and William Stones.	- - -	Eli Cocker.
107A	Land used as a public Road (being the Western Tackett) leading from the Market Place to the Old Square.	James Edward Bradshaw and Joseph Feilden and John Feilden, some or One of them.	- - -	- - -
108	Stone Shed and Yard -	Joseph Feilden and John Feilden.	- - -	Thomas Thwaites and Wilkinson Thwaites.
109	Yard - - -	James Edward Bradshaw.	- - -	William Taylor.
110	Middenstead - - -	The same - - -	- - -	William Beardsworth.
111	Yard - - -	The same - - -	- - -	William Taylor.
112	Stable - - -	The same - - -	- - -	William Miller.
113	The same - - -	The same - - -	- - -	John Hall.
112	{ Room over the Two last-mentioned Stables, used as a Joiners Shop.	The same - - -	- - -	William Taylor.
113	{			
114	Stable and Hay Loft -	The same - - -	- - -	Jane Mansley.
115	The same - - -	The same - - -	- - -	William Beardsworth.
116	House - - -	The same - - -	- - -	William Holland.
117	House, Yard, and Premises.	The same - - -	- - -	John Stowe.
118	The same - - -	The same - - -	- - -	Stephen Fawcett.
119	The same - - -	The same - - -	- - -	Joseph Sharples.
120	House - - -	The same - - -	Joseph Sharples	Thomas Bradley.
	{ Wash-house - - -	The same - - -	- - -	Joseph Sharples and Stephen Fawcett.
121	{ Room over the last-mentioned House and Wash-house.	The same - - -	- - -	Stephen Fawcett.
122	Manure and Ash Yard -	Joseph Feilden and John Feilden.	- - -	Edward Sansom.
122A	Land used as a public Road (being the Eastern Tackett) leading from the Market Place to the Old Square.	James Edward Bradshaw and Joseph and John Feilden, some or One of them.	- - -	- - -

The Blackburn Improvement Act, 1854.

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
123	Triangular Piece of Land, Part of the Bull Meadow.	Joseph Feilden and John Feilden.	- - -	Edward Sansom.
124	Part of Yard, other Portion of the same.	The same - -	Edward Sansom	John Holding, John Cooper, and Joseph Middleton.
125	Part of House used as a Beershop.	James Edward Bradshaw.	Daniel Thwaites	John Holding.
126	Part of a House - - -	The same - - -	- - -	Betty Crook.
127	The same - - -	John Feilden - - -	- - -	John Hayhurst.
128	Part of Stable and Yard	The same - - -	- - -	John Dixon.
129	House and Premises - -	The same - - -	- - -	Mary Brittain.
130	The same - - -	The same - - -	- - -	Robert Cornthwaite.
131	Part of Workshop - - -	The same - - -	- - -	William Burton.
	Part of Room over same	The same - - -	William Burton	Joseph Middleton.

In or near Haworth Square.

132	House - - -	Peter Atkin and John Cort, Devises in trust of Rachael Lutener, deceased.	- - -	Michael Hargreaves.
133	Part of House - - -	The same - - -	- - -	Michael Connolly.
134	The same - - -	Thomas Haworth, surviving Devisee in trust of Mary Livesey, deceased.	- - -	Thomas Peel.
135	The same - - -	The same - - -	- - -	John Proctor.
136	The same - - -	The same - - -	- - -	Henry Holden.
137	Part of Stables - - -	Joseph Feilden - - -	- - -	Unoccupied.
138	Part of House - - -	Thomas Haworth, surviving Devisee in trust of Mary Livesey, deceased.	- - -	Richard Swindlehurst.
139	The same - - -	David Hope and Peter Atkin.	- - -	Richard Howard.
140	The same - - -	The same - - -	- - -	James Verey.
141	Part of Passage leading to Premises in the Occupation of William Alstin, Thomas Alstin, Mary Cooper, and John Wallbank.	The same - - -	- - -	William Alstin, Thomas Alstin, Mary Cooper, and John Wallbank.
	Room over Part of the same.	Joseph Feilden - - -	- - -	Robert Christie.
	Room over other Part of the same.	The same - - -	- - -	William Alstin.
142	House - - -	Thomas Haworth, surviving Devisee in trust of Mary Livesey, deceased.	- - -	Robert Christie.
143	Part of House - - -	Joseph Feilden - - -	- - -	William Alstin.
144	Part of House, Yard, and Premises.	The same - - -	- - -	Thomas Alstin.

The Blackburn Improvement Act, 1854.

No. on Plan.	Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
145	Part of Haworth Square, and Road leading into the same and to Premises in the Occupation of Michael Hargreaves, Michael Connolly, Thomas Peel, John Proctor, Henry Holden, Richard Swindlehurst, Richard Howard, James Verey, Robert Christie, William Alstin, Thomas Alstin, Deborah Moore, William Green, John Holden, Edward Hammond, and Alexander Bentley.	The Persons before-named as Owners in or near to Haworth Square, namely, Peter Atkin and John Cort, Thomas Haworth, Joseph Feilden, David Hope, and Peter Atkin.	- - -	Michael Hargreaves, Michael Connolly, Thomas Peel, John Proctor, Henry Holden, Richard Swindlehurst, Richard Howard, James Verey, Robert Christie, William Alstin, Deborah Moore, William Green, John Holden, Edward Hammond, and Alexander Bentley.
146	Warehouse - - -	James Pickup - - -	- - -	William Smith.
147	Stables - - -	The same - - -	- - -	Ann Duckworth.

In or near Ainsworth Street and the Market Place.

148	Passage leading to Back of Warehouse.	Edward Lister, John Lister, and Miles Barton, a Trustee.	- - -	Peter Johnston.
149	Part of Warehouse and Premises.	The same - - -	- - -	The same.
150	Part of the Bull Meadow, to form a Street.	Joseph Feilden and John Feilden.	- - -	Edward Sansom.

Property to be taken for improving the Market Place.

A Part of the Bull Meadow, containing 184 Square Yards or thereabouts, adjoining the East End of the Market Place, and on the South Side of Cort Street.	Joseph Feilden and John Feilden.	- - -	Edward Sansom.
A Piece of vacant Land, containing 256 Square Yards or thereabouts, adjoining the East End of the Market Place, and on the North Side of Cort Street.	The same - - -	- - -	Unoccupied.

Property to be taken for providing Public Walks and Parks or Pleasure Grounds.

Several Fields or Closes of Land, containing in Statute Measure 47A. 3R. 18P. or thereabouts, bounded on the Southerly Side	Joseph Feilden and John Feilden.	- - -	George Radcliffe and James Coar.
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[Local.]

The Blackburn Improvement Act, 1854.

Description of Property situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
<p>by the Blackburn and Preston Turnpike Road, and with a Frontage thereto of One hundred Yards, bounded on the Westerly Side in part by an intended Road of Twelve Yards wide, commencing at the said Turnpike Road and running to the Duke's Brow, at Gawthorpe, in other part by an intended Fence to be made from the said Road at about Seventy Yards from Duke's Brow, through Land belonging to Joseph Feilden and John Feilden and occupied by George Radcliffe, to the Boundary Fence dividing Lands belonging to the said Joseph Feilden and John Feilden, and in the Occupation of the said George Radcliffe, from Lands belonging to Dame Charlotte Whitehead, and in the several Occupations of Betty Dewhurst and John Cumpstey, bounded on the Northerly and Westerly Sides in part by the last-mentioned Boundary Fence running in an Easterly and Northerly Direction to Revidge Lane, opposite the Higher Raven Wing, bounded on the Northerly Side in part by the said Lane (and with a Frontage thereto of about One hundred and twenty Yards), bounded on the Easterly Side and Northerly Side respectively in part by Land belonging to the said Joseph Feilden and John Feilden, and in the Occupation of James Barrett, in other part by Lands belonging to the Trustees of the late Frederick Anderton Forrest, also in the Occupation of the said James Barrett, and in other part by Land belonging to the said Joseph Feilden and John Feilden, and in the Occupation of William Oddie, and bounded on other Part of the Easterly Side by an intended Road of Twelve Yards wide, leading from the Highway at the Hole-i'-th-Wall Public House to the said Turnpike Road.</p>			

The Blackburn Improvement Act, 1854.

Description of Property, situated within the Township of Blackburn.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
Part of a Field or Close of Land containing in Statute Measure 2A. 3R. 27P. or thereabouts, bounded on the Westerly Side by Land belonging to Joseph Feilden and John Feilden, and in the Occupation of Thomas Bourne, on the Northerly Side by an intended new Fence which will separate the Part now under Description from the Remainder of the said Field or Close, and which said Fence is to be made parallel with and about One hundred Yards distant from Revidge Lane, bounded on the Easterly and Southerly Sides by Land belonging to the said Joseph Feilden and John Feilden, and in the Occupation of George Radcliffe, and bounded at the Southerly or South-westerly Corner by a Meadow belonging to Dame Charlotte Whitehead, and in the Occupation of Betty Dewhurst.	Dame Charlotte Whitehead.	- - -	Betty Dewhurst and John Cumpstey.
Part of a Field or Close of Land containing in Statute Measure 0A. 1R. 15P. or thereabouts, bounded on the Southerly and Westerly Sides by Land belonging to Joseph Feilden and John Feilden, in the Occupation of George Radcliffe, on the Northerly Side by a Fence dividing the Part now under Description from the Remainder of the said Field or Close to the Junction of the said Fence with another Fence running from Revidge Lane, and forming an Angle at the said Junction, the Boundary on the Easterly Side being formed by a Continuation of the said Fence from Revidge Lane.	The Trustees of the late Frederick Anderton Forrest.	- - -	James Barrett.

The Blackburn Improvement Act, 1854.

SCHEDULE (B.)

Tolls to be taken in the open Market Place.

RENTS AND TOLLS FOR THE CORN MARKET.

	£	s.	d.
For every Stand or Standing Place occupying in Space not more than Twelve Feet Superficial Measure on the Ground, for the exposing to Sale, by Sample or otherwise, any Corn, Grain, Seeds, Flour, Malt, Hops, Hay, Straw, or other Agricultural Produce, for each Market Day not exceeding the Sum of - - -	0	1	0
And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of - - -	0	0	1
Every Person who is a Dealer as Buyer or Seller for Profit in any of the Articles aforesaid, who shall attend the said Market, and shall buy or sell therein or adjacent thereto any of the Articles aforesaid, and not have any Stand or Standing Place in the said Market, to pay for each Market Day not exceeding the Sum of	0	1	0

RENTS, TOLLS, AND STALLAGES FOR THE PROVISION MARKETS,
Meat Market.

For every Butcher's Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of - - - - -	0	1	0
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Fish Market.

For every Fish Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of - - - - -	0	0	6
For every Pair of Panniers, Hampers, or other Baskets or Things containing Fish, and measuring not more than Four Feet in Length, Three Feet and a Half in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Fourteen Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - -	0	0	6
And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of - - -	0	0	1
For every single Pannier, Hamper, or other Basket or Thing containing Fish, and measuring not more than Four Feet in Length, Twenty-one Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Seven Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - -	0	0	3
And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of - - -	0	0	1

The Blackburn Improvement Act, 1854.

Poultry Market.

	£	s.	d.
For every Yard in Length of Bench or Table Room for the exposing to Sale Poultry, Pork, Butter, Eggs, or other Articles of Provision commonly sold in Poultry Markets, for each Market Day not exceeding the Sum of - - -	0	0	4
For every Pair of Panniers, Hampers, or other Baskets, Pens, or Things containing Poultry or other Articles aforesaid, and measuring not more than Four Feet in Length, Three Feet and a Half in Breadth, and Eighteen Inches in Depth, and occupying a Space not more than Fourteen Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of -	0	0	6
And if occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - -	0	0	1
For every single Pannier, Hamper, or other Basket or Pen containing any of the before-mentioned Articles, and measuring not more than Four Feet in Length, Twenty-one Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Seven Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - -	0	0	3
If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - -	0	0	1
For every Hand Basket, Hamper, or other Basket or Thing containing any of the Articles aforesaid, and measuring not more than Two Feet in Length, Fifteen Inches in Breadth, and Seven Inches in Depth, for each Market Day not exceeding the Sum of - - -	0	0	1

Vegetable and Fruit Market.

For every Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of - - -	0	0	4
For every Pair of Panniers, Hampers, or other Baskets containing Vegetables or Fruit, and measuring not more than Four Feet in Length, Three Feet and a Half in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Fourteen Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - -	0	0	3
If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - -	0	0	0½
For every single Pannier, Hamper, or other Basket containing Vegetables or Fruit, and measuring not more than Four Feet in Length, One Foot Nine Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Seven Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - -	0	0	1½
If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - -	0	0	0½

[Local.]

35 B

The Blackburn Improvement Act, 1854.

	£	s.	d.
For every Hand Basket, Hamper, or other Basket or Thing containing Vegetables or Fruit, and measuring not more than Two Feet in Length, Fifteen Inches in Breadth, and Twelve Inches in Depth, for each Market Day not exceeding the Sum of	-	0	0
For every Sack or Bag (containing not more than Twelve Pecks Winchester Measure) of Potatoes, Carrots, Turnips, Beans, Peas, or other Vegetables or Fruit, pitched in the Market or at any Place adjacent thereto, for each Market Day not exceeding the Sum of	-	0	0
For every Superficial Foot of Ground used or occupied by Persons offering for Sale or selling Cabbage or other Plants, Apple Trees, or Shrubs, or for any other Purpose not herein-before provided for, for any Space of Time not exceeding One Day any Sum not exceeding	-	0	0

Other Goods exposed for Sale:

For each and every Superficial Foot of every Stall for exposing to Sale any manufactured Goods, Wares, or Merchandise, for any Space of Time not exceeding One Day any Sum not exceeding	-	0	0
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The several Rents, Tolls, and Stallages before-mentioned and specified to be payable and paid for and in respect of the Occupation or Use of any Stall, Standing Place, Bench, Compartment, or Space of Ground, as well by the original Taker or Occupier thereof for a Part or Portion of the Day, in case he or she shall not occupy the same the whole Day, as also by any subsequent Taker or Occupier of the same for the Residue or any other Part or Portion of the same Day, and the Council may apportion the Rents according to Eligibility of Situation.

TOLLS FOR SLAUGHTER-HOUSES.

	£	s.	d.
For every Bull, Ox, Cow, Steer, or Heifer, slaughtered, not exceeding the Sum of	-	0	1
For every Calf and for every Head of Swine slaughtered, not exceeding the Sum of	-	0	0
For every Sheep or Lamb, not exceeding the Sum of	-	0	0
For every Sucking Pig, not exceeding the Sum of	-	0	0

TOLLS FOR WEIGHING AND MEASURING MEAT AND GOODS.

or every Quantity of Meat or Thing weighing not exceeding Twenty Pounds Avoirdupois, not exceeding the Sum of	-	0	0
For every Quantity of Meat or Thing weighing more than Twenty Pounds and not exceeding One hundred and twelve Pounds, any Sum not exceeding	-	0	0

And so in proportion for any greater or less Quantity than One hundred and twelve Pounds over and above One hundred and twelve Pounds.

The Blackburn Improvement Act, 1854.

For every Quantity of Goods and Things sold by Measure, measuring not exceeding One Bushel, any Sum not exceeding the Sum of	£	s.	d.
- - - - -	0	0	0½
For every Quantity more than a Bushel, and not exceeding Two Bushels, any Sum not exceeding the Sum of	0	0	1
And for every Bushel beyond Two Bushels, any Sum not exceeding the Sum of	0	0	0½

TOLLS FOR WEIGHING WAGGONS, CARTS, AND CARRIAGES.

For every Waggon or other Four-wheeled Carriage, with the Loading thereof, any Sum not exceeding	0	0	6
For every Cart or other Two-wheeled Carriage, with the Loading thereof, any Sum not exceeding	0	0	3

SCHEDULE (C.)

Tolls to be taken in the covered Market or Market House.

RENTS AND TOLLS FOR THE CORN MARKET.

For every Stand or Standing Place occupying in Space not more than Twelve Feet Superficial Measure on the Ground, for the exposing to Sale, by Sample or otherwise, any Corn, Grain, Seeds, Flour, Malt, Hops, or other Agricultural Produce, for each Market Day not exceeding the Sum of	0	4	0
And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of	0	0	4

RENTS, TOLLS, AND STALLAGES FOR THE PROVISION MARKETS.

Meat Market.

For every Butcher's Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of	0	4	0
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Fish Market.

For every Fish Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of	0	2	0
For every Pair of Panniers, Hampers, or other Baskets or Things containing Fish, and measuring not more than Four Feet in Length, Three Feet and a Half in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Fourteen Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of	0	2	0
And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of	0	0	4

The Blackburn Improvement Act, 1854.

	£	s.	d.
For every single Pannier, Hamper, or other Basket or Thing containing Fish, and measuring not more than Four Feet in Length, Twenty-one Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Seven Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - -	0	1	0
And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of - - - - -	0	0	4

Poultry Market.

For every Yard in Length of Bench or Table Room, for the exposing to Sale Poultry, Butter, Eggs, or other Articles of Provision commonly sold in Poultry Markets, for each Market Day not exceeding the Sum of - - - - -	0	1	4
For every Pair of Panniers, Hampers, or other Baskets, Pens or Things containing Poultry or other Articles aforesaid, and measuring not more than Four Feet in Length, Three Feet and a Half in Breadth, and Eighteen Inches in Depth, and occupying a Space not more than Fourteen Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - -	0	2	0
And if occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - - - -	0	0	4
For every single Pannier, Hamper, or other Basket or Pen containing any of the before-mentioned Articles, and measuring not more than Four Feet in Length, Twenty-one Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Seven Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - -	0	1	0
If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - - - -	0	0	4
For every Hand Basket, Hamper, or other Basket or Thing containing any of the Articles aforesaid, and measuring not more than Two Feet in Length, Fifteen Inches in Breadth, and Seven Inches in Depth, for each Market Day not exceeding the Sum of - - - - -	0	0	4

Vegetable and Fruit Market.

For every Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of - - - - -	0	1	4
For every Pair of Panniers, Hampers, or other Baskets containing Vegetables or Fruit, and measuring not more than Four Feet in Length, Three Feet and a Half in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Fourteen Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - -	0	1	0
If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - - - -	0	0	2

The Blackburn Improvement Act, 1854.

	£	s.	d.
For every single Pannier, Hamper, or other Basket containing Vegetables or Fruit, and measuring not more than Four Feet in Length, One Foot Nine Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Seven Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - -	0	0	6
If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - - - -	0	0	2
For every Hand Basket, Hamper, or other Basket or Thing containing Vegetables or Fruit, and measuring not more than Two Feet in Length, Fifteen Inches in Breadth, and Twelve Inches in Depth, for each Market Day not exceeding the Sum of - - - - -	0	0	4
For every Sack or Bag (containing not more than Twelve Pecks Winchester Measure) of Potatoes, Carrots, Turnips, Beans, Peas, or other Vegetables or Fruit, for each Market Day not exceeding the Sum of - - - - -	0	0	4
For every Superficial Foot of Ground used or occupied by Persons offering for Sale or selling Cabbage or other Plants, Apple Trees or Shrubs, or for any other Purpose not herein-before provided for, for any Space of Time not exceeding one Day any Sum not exceeding - - - - -	0	0	4

Other Goods exposed for Sale.

For each and every Superficial Foot of every Stall, for exposing to Sale any manufactured Goods, Wares, or Merchandise, for any Space of Time not exceeding One Day any Sum not exceeding - - - - -	0	0	4
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The several Rents, Tolls and Stallages before-mentioned and specified to be payable and paid for and in respect of the Occupation or Use of any Stall, Standing Place, Bench, Compartment, or Space of Ground, as well by the original Taker or Occupier thereof for a Part or Portion of the Day, in case he or she shall not occupy the same the whole Day, as also by any subsequent Taker or Occupier of the same for the Residue or any other Part or Portion of the same Day, and the Council may apportion the Rents according to Eligibility of Situation.

The Blackburn Improvement Act, 1854.

SCHEDULE (D.)

Form of Certificate of Annuity.

THE BLACKBURN IMPROVEMENT ACT, 1854.

Certificate of Waterworks Annuity, No. , £ .

By virtue of the Blackburn Improvement Act, 1854, the Mayor, Aldermen, and Burgesses of the Borough of Blackburn certify that *A. B.* of is under that Act entitled to perpetual Annuity [*or* Annuities] of £ charged on the Lands, Buildings, Rates, Rents, Tolls, Hereditaments, and other Property, by the Blackburn Improvement Act, 1854, vested in the Mayor, Aldermen, and Burgesses of the Borough of Blackburn, and substituted for the Share [*or* Shares] of £ [each] in the dissolved Blackburn Waterworks Company, numbered [respectively], and such Annuity [*or* Annuities] is [*or* are] payable to him, his Executors, Administrators, or Assigns, at the Office in Blackburn of the Treasurer of that Borough by equal half-yearly Payments, on the Day of and the Day of yearly.

Given under the Seal of the Mayor, Aldermen, and Burgesses of the said Borough, this Day of in the Year of our Lord

SCHEDULE (E.)*Form of Transfer of Annuity.*

THE BLACKBURN IMPROVEMENT ACT, 1854.

Transfer of Waterworks Annuity.

I, *A. B.* of, &c. in consideration of £ paid to me by *C. D.* of do hereby transfer to him, his Executors, Administrators, and Assigns, the perpetual Annuity [*or* Annuities] No. of £ charged on the Lands, Buildings, Rates, Rents, Tolls, Hereditaments, and other Property, by the Blackburn Improvement Act, 1854, vested in the Mayor, Aldermen, and Burgesses of the Borough of Blackburn, and substituted for the Share [*or* Shares] of £ [each] in the dissolved Blackburn Waterworks Company, numbered [respectively,] and payable at the Office in Blackburn of the Treasurer of that Borough by equal half-yearly Payments on the Day of and the Day of yearly, and my Right and Interest therein and thereto.

As witness my Hand and Seal this Day of in the Year of our Lord

LONDON:

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