

**CHAPTER lxxiv.**

An Act to authorise the Hinckley Local Board to construct Waterworks for the supply of Water to their district and to parishes near thereto and for other purposes.

A.D. 1888.

[5th July 1888.]

**W**HEREAS in the year one thousand eight hundred and sixty-seven a local board was established for the district of Hinckley in the parish of Hinckley in the counties of Leicester and Warwick (which local board is in this Act referred to as "the local board" and which district is in this Act referred to as "the district") and the local board is the urban sanitary authority for the district:

And whereas large and important manufactories and works are already established within the district and new works are being made there:

And whereas the district has for several years past been very inadequately supplied with water from wells and other sources:

And whereas it is expedient to increase and improve the supply of water to the district and to the parishes near thereto in this Act mentioned in manner and subject to the conditions hereinafter provided and for such purposes to make and maintain the works hereinafter mentioned:

And whereas estimates have been prepared by the local board for the purchase of land for and the execution of the waterworks by this Act authorised and such estimates amount to the sum of forty-five thousand pounds:

And whereas the several works included in such estimates respectively are permanent works within the meaning of section 234 of the Public Health Act 1875:

And whereas an absolute majority of the whole number of the members of the local board at a meeting held on the second day of November one thousand eight hundred and eighty-seven after ten clear days notice by public advertisement of such meeting and of the purposes thereof in the Leicester Chronicle and Leicester-shire Mercury a local newspaper published or circulating in the

A.D. 1888. — district such notice being in addition to the ordinary notices required for summoning such meeting resolved that the expense in relation to promoting the Bill for this Act should be charged on the general district rate of the district :

And whereas such resolution was published twice in the Leicester Journal and Midland Counties General Advertiser a newspaper circulating in the district and has received the approval of the Local Government Board :

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the members of the local board at a further special meeting held in pursuance of a similar notice on the fourteenth day of February one thousand eight hundred and eighty-eight being not less than fourteen days after the deposit of the Bill in Parliament :

And whereas the owners and ratepayers of the district by resolution in the manner provided by the third schedule of the Public Health Act 1875 consented to the promotion of the Bill for this Act :

And whereas plans and sections showing the lines and levels of the works authorised by this Act and also books of reference containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands and buildings required or which may be taken for the purposes or under the powers of this Act were duly deposited with the clerk of the peace for the county of Leicester and are hereinafter respectively referred to as the deposited plans sections and books of reference :

And whereas the purposes of this Act cannot be attained without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows :

Short title.

1. This Act may be cited as the Hinckley Local Board Water Act 1888.

Incorporation of  
general Acts.

2. The Lands Clauses Consolidation Acts 1845 1860 and 1869 as amended by the Lands Clauses (Umpire) Act 1883 the Waterworks Clauses Acts 1847 and 1863 (except the provisions of the Waterworks Clauses Act 1847 with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit and except the words in section 44 of that Act " with the consent in writing of the owner or reputed owner of any such house or of the agent of such owner ") and the provisions of the



Railways Clauses Consolidation Act 1845 with respect to the temporary occupation of lands near the railway during the construction thereof (except where the same Acts and parts or provisions of Acts respectively are expressly varied by this Act) shall be incorporated herewith and form part of this Act and the provisions of the Railways Clauses Consolidation Act 1845 shall be read so as to apply only to the construction of the pumping station reservoir and water tower by this Act authorised and the works immediately connected therewith and as if such pumping station reservoir water tower and works were therein referred to instead of "the railway" and as if the boundaries of the said pumping station reservoir water tower and works were therein mentioned instead of "the centre of the railway" and the prescribed limits shall be one hundred yards from the margin of the intended reservoir pumping station water tower and works respectively. A.D. 1888.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction the expression "the district" shall mean the district of the local board and in the Acts wholly or partially incorporated with this Act and also in this Act the expression "the promoters of the undertaking" "the undertakers" or "the Company" shall mean the local board and for the purposes of this Act the expression "superior courts" or "court of competent jurisdiction" or any other like expression in this Act or any Act wholly or partially incorporated herewith shall be read and have effect as if the debt or demand with respect to which the expression is used were a simple contract debt and not a debt or demand created by statute. Interpretation of terms.

4. The limits of this Act for the supply of water (in this Act called "the water limits") shall be the district of the local board in the counties of Leicester and Warwick and also the parishes of Snarestone and Swebstone in the county of Leicester Provided always that the local board shall when so required by the sanitary authority of any area beyond the boundaries of the district sell to such sanitary authority all mains pipes and fittings belonging to the local board within such area other than and except any mains pipes or fittings used for service beyond the limits of the district of such sanitary authority at a price to be fixed in default of agreement by an arbitrator to be appointed by the Local Government Board on application of either party And after such sale the local board shall cease to supply water within such area and shall be discharged from all duties in connection with such supply. Water limits.

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Act to be  
executed by  
local board.Power for  
local board to  
supply water.

5. This Act shall be executed by the local board with the powers and indemnities and according to the provisions of the Public Health Act 1875.

6. Subject to the provisions of this Act the local board by means of the works by this Act authorised to be made or any of them may from time to time supply water within the water limits and may sell and dispose of the water within the water limits as they from time to time think fit.

Power to con-  
struct water-  
works &c.

7. Subject to the provisions of this Act the local board may make and maintain the pumping station drifts service reservoir water tower lines of pipes and other works shown on the deposited plans together with all necessary works and conveniences connected therewith or incident thereto in the lines and situation upon the levels and in over upon or under the lands delineated on the deposited plans and sections and described in the deposited books of reference and for those purposes may enter upon take impound divert and use all or any of the lands springs and waters delineated on the deposited plans and described in the deposited books of reference or which can or may be intercepted or taken by the said waterworks or works by this Act authorised in connection therewith Provided that the local board shall not for the purposes of this Act enter upon or take any of the lands now belonging to George John Moore without his consent in writing :

Provided also that nothing in this Act shall authorise the local board to take impound divert or use any of the springs and waters within the parishes of Market Bosworth and Cadeby or either of them.

Pumping  
station and  
other works.

8. The works by this Act authorised and hereinbefore referred to are wholly situate in the county of Leicester and comprise the following (that is to say) :—

1. A pumping station with a well and other works connected therewith to be situate wholly in the parish of Snarestone in a field numbered on the  $\frac{1}{2500}$  Ordnance map of the county of Leicester 75 in the parish of Snarestone and at or near the disused coal shaft known as the Old Coal Shaft and belonging or reputed to belong to Mary Woodward ;
2. A drift (drift No. 1) to be situate wholly in the parish of Snarestone commencing at or in the said Old Coal Shaft and extending in a westerly direction to its termination in or under a certain field numbered on the  $\frac{1}{2500}$  Ordnance map of the county of Leicester 68 in the parish of Snarestone known as Glens Meadow belonging or reputed to belong to



the said George John Moore and in the occupation of John A.D. 1888.  
Siddans the younger;

3. A drift (drift No. 2) to be situate wholly in the parish of Snarestone commencing at or in the said Old Coal Shaft and extending in a south-easterly direction to its termination near to the south-eastern corner of and in or under a certain field numbered on the  $\frac{1}{2500}$  Ordnance map of the county of Leicester 220 in the parish of Snarestone known as Siden Hill belonging or reputed to belong to Mary Woodward and in the occupation of William Harrison;
4. A line of pipes (line of pipes No. 1) commencing in the parish of Snarestone at in or near the said Old Coal Shaft and terminating in the parish of Hinckley at or in a certain field belonging or reputed to belong to the Ecclesiastical Commissioners and in the occupation of John Powers and abutting east on the Leicester Road and south and west on other lands belonging or reputed to belong to the Ecclesiastical Commissioners and in the occupation of John Powers;
5. A water tower to be situate in the parish of Hinckley (to be used for supplying the higher parts of the water limits) in the said field belonging or reputed to belong to the Ecclesiastical Commissioners and in the occupation of John Powers and abutting east on the Leicester Road and south and west on other lands belonging or reputed to belong to the Ecclesiastical Commissioners and in the occupation of John Powers;
6. A service reservoir to be situate in the parish of Hinckley in the said field belonging or reputed to belong to the Ecclesiastical Commissioners and in the occupation of John Powers and abutting east on the Leicester Road and south and west on other lands belonging or reputed to belong to the Ecclesiastical Commissioners and in the occupation of John Powers and to be connected with the line of pipes No. 1 at the said water tower.

9. The agreement dated the twenty-first day of February one thousand eight hundred and eighty-eight and made between the said Mary Woodward therein described of the one part and the local board of the other part set forth in the schedule annexed to this Act is hereby confirmed. Confirmation  
of scheduled  
agreement.

10. The local board may together with the works hereinbefore mentioned make and maintain all such wells shafts borings conduits and other works approaches roads ways embankments tanks filtering-beds dams sluices conduits channels drains pipes engines Power to  
make and  
maintain  
incidental  
works.

A.D. 1888. — and conveniences as may be necessary for collecting raising filtering drawing and distributing water in connection with the said works but nothing in this Act shall exonerate the local board from any action indictment or other proceeding for nuisance in the event of any nuisance being caused by them under the powers of this section.

For the protection of the London and North-Western and Midland Railway Companies.

**11.** The following provisions for the protection of the London and North-Western and Midland Railway Companies (hereinafter referred to as “the two Companies”) and of the London and North-Western Railway Company (hereinafter separately referred to as “the North-Western Company”) shall have full force and effect and be binding upon the local board and their assigns:—

The line of pipes No. 1 by this Act authorised so far as the same shall be along or upon the bridge over the Ashby and Nuneaton Railway belonging jointly to the two Companies and the approaches to such bridge shall be constructed according to plans and sections and of such materials and dimensions as shall be reasonably approved by the engineers of the two Companies and shall not be deviated from the line or levels shown upon the deposited plans and sections without the consent of such engineers;

The line of pipes No. 2 by this Act authorised so far as the same shall be along or upon the bridge over the South Leicestershire Railway of the North-Western Company and for twenty feet on each side of the boundary fence of the railway shall be constructed according to plans and sections and of such materials and dimensions as shall be reasonably approved by the engineer of the North-Western Company and shall not be deviated from the line or levels shown upon the deposited plans and sections without the consent of such engineer;

In laying down or in executing the repairs or renewals of any mains pipes or other works of the local board for the supply of water within the water limits or in the removal or alteration thereof upon across over under or in any way affecting the railways stations bridges approaches or other works lands or property now or hereafter belonging to or used by the two Companies or the North-Western Company the same shall be done under the superintendence and to the reasonable satisfaction of the engineers or engineer of the Companies or the North-Western Company as the case may be and according to such plans and in such manner as shall be previously submitted to and reasonably approved by such engineers or engineer and by and at the expense in all things of the local board who shall



restore and make good the roads over any bridges and approaches which the Companies or the North-Western Company are or may be liable to maintain and which may be disturbed or interfered with by or owing to any works or operations of the local board ; A.D. 1888.

If by reason of any works or proceedings of the local board or of their workmen or of the failure leakage or bursting of any works or pipes of the local board in under or near to any bridge or level crossing the said railways bridges or approaches thereto or any of the works thereof shall be injured or damaged such injury or damage shall be forthwith made good by the local board at their expense and to the reasonable satisfaction of such engineers or engineer as the case may be and in the event of their failing so to do or in case of emergency the two Companies or the North-Western Company may make good the same and recover the reasonable expense thereof from the local board with full costs by all and the same means as any simple contract debt is recoverable and the local board shall also make good and repay to the two Companies and the North-Western Company any loss damage or expenses which they may sustain or be put to by reason of the construction or failure of any of the said pipes or works ;

Any dispute or difference with respect to the true intent and meaning of this enactment or with respect to the mode of giving effect thereto shall be settled by an engineer to be appointed (on the application of either party) by the President for the time being of the Institution of Civil Engineers in London.

**12.** In constructing and maintaining the works authorised by this Act where they will pass under the Ashby-de-la-Zouch Canal or any of the works thereof belonging to the Midland Railway Company the local board shall be subject to the following conditions videlicet :—

For protection of the  
Midland  
Railway  
Company.

1. All works crossing or affecting the said canal shall be executed at the expense of the local board under the superintendence and to the reasonable satisfaction of the principal engineer of the Midland Railway Company and according to plans and specifications to be previously submitted to such engineer and reasonably approved by him in writing Provided that if such engineer shall not have expressed his approval or disapproval of the said plans and specifications within one month after the same shall have been submitted to him he shall be deemed to have approved thereof ;

A.D. 1888.

2. The works shall be constructed and maintained so that the traffic upon the said canal shall not be in anywise impeded or interfered with and such maintenance shall be effected under the superintendence and to the reasonable satisfaction of the engineer of the Midland Railway Company and in all things at the expense of the local board ;
3. If by reason of the construction or maintenance of the works or any of them or of the failure of any of the works or of the maintenance thereof or otherwise the said canal or the works connected therewith shall be injured or the traffic thereon impeded the local board shall compensate the Midland Railway Company for all costs to which that Company may be put in repairing the said damage and shall also pay by way of liquidated damages to the Midland Railway Company ten pounds for every hour during which such traffic shall be impeded ;
4. The local board shall also indemnify the Midland Railway Company for any damage or compensation which may be recovered against them by reason of the interruption of the traffic on the said canal or by reason of any accident on the said canal which interruption or accident shall have been occasioned by the acts or defaults of the local board or any of their contractors or their respective servants or workmen ;
5. The local board shall not acquire any estate or interest in the lands and property of the Midland Railway Company other than an easement or right of constructing or maintaining therein the works by this Act authorised ;
6. The amounts to be paid for the acquisition of such easement shall in case of dispute be settled in the manner provided by the Lands Clauses Consolidation Act 1845 with respect to the purchase of lands otherwise than by agreement.

Lateral and  
vertical deviation.

**13.** The local board in constructing the works by this Act authorised may make deviations from the line of such works but not exceeding the limits of lateral deviation shown on the deposited plans and may deviate from the levels delineated on the deposited sections to any extent not exceeding two feet upwards and ten feet downwards except in the case of the crossing of a stream and in that case ten feet upwards and ten feet downwards.

For the protection of  
landowners  
in con-

**14.** For the purpose of ascertaining whether the provisions of this Act relating to the making of the said drifts are observed the owner for the time being of any land under or through which the local



board is empowered to make the same or either of them or any person from time to time appointed by him for the purpose may at all reasonable hours in the day time after the work of constructing the said drifts or either of them is commenced and until the completion of the same (but not so as unduly to impede the progress of the work) and after giving the local board not less than twenty-four hours' previous notice of his intention so to do enter examine and survey such drifts and the works connected therewith and the local board shall furnish to such owner or person all proper means and facilities necessary for making such entry examination and survey and if the local board their officers workmen or agents or any of them shall at any time obstruct such owner or person in making such entry examination and survey or shall refuse or neglect to furnish to him the means and facilities necessary for making such entry examination and survey they or he shall for every such offence be liable to a penalty not exceeding five pounds which may be recovered by such owner or person in manner directed by the Summary Jurisdiction Acts before a court of summary jurisdiction.

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struction of  
underground  
drifts.

**15.** For the protection of the highway board of the district of Ashby-de-la-Zouch and the highway board for the district of Market Bosworth respectively (in this section referred to respectively as "the highway board") the following provisions shall have effect (that is to say):—

For the pro-  
tection of the  
Ashby-de-la-  
Zouch and  
Market Bos-  
worth High-  
way Boards.

1. The provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes shall extend and apply to all streets bridges sewers drains or tunnels opened broken up or interfered with by the local board in the exercise of the powers of this Act outside as well as inside the water limits Provided always that the notice required by the thirtieth section of that Act shall be not less than seven days instead of three days and the times mentioned in the thirty-second and thirty-third sections thereof respectively shall be eighteen months in the whole instead of three months and such further time if any not exceeding twelve months in the whole in the thirty-second section and instead of six months or such further time as aforesaid in the thirty-third section;
2. Nothing in this Act contained shall interfere with the right of the highway board to alter the level of deviate or improve in any manner they think fit any street in or across which any conduit pipe or other work of the local board shall be laid and the local board shall forthwith on receiving notice in writing under the hand of the clerk of the highway board so to do



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alter the position of any such conduit pipe or work in such manner and to the extent prescribed by such notice or as in case of difference shall be determined by arbitration in manner provided by the Public Health Act 1875 and the expenses of any such alteration deviation or improvement shall be paid by the highway board ;

3. All reasonable expenses incurred by the highway board by reason of any superintendence to which they are entitled under this Act or any Act wholly or partially incorporated with this Act shall be paid by the local board to the highway board ;

4. If by reason of the opening or breaking up of any street or the laying of any pipe or other work therein or any other act or omission of the local board the county surveyor shall be unable to certify in accordance with the provisions of the Highways and Locomotives Amendment Act 1878 that such street has been kept in such a state of repair as to entitle the highway board to the full amount of contribution from the rates of the county or to any Government grant towards the maintenance of such street and the county surveyor shall further certify that the withholding or lessening of such certificate is in consequence of the act or default of the local board then the local board shall on demand pay to the highway board such sum or sums of money as the highway board would have been entitled to from the county rate or Government grant towards the maintenance of such street if such certificate had not been withheld or lessened by or in consequence of the acts or omissions of the local board.

Period for  
compulsory  
purchase of  
lands.

16. The powers of the local board for the compulsory purchase of lands for any of the purposes of this Act shall not be exercised after the expiration of three years from the passing of this Act.

Power to  
acquire addi-  
tional lands.

17. In addition to the lands and waters which the local board are by this Act authorised to purchase compulsorily they may for any of the purposes of this Act but subject to the provisions of this Act from time to time by agreement purchase in fee any additional quantity of land not exceeding in the whole ten acres or any easement or right (not being an easement or right to take water in which other than the parties to the agreement have any right or interest) in or over such additional lands which they may from time to time think requisite for any of the purposes of this Act but the local board shall not erect any buildings upon such lands other than such buildings as may be incident to or connected with the waterworks by this Act authorised.



**18.** Persons empowered by the Lands Clauses Consolidation Act 1845 to sell and convey or release lands may if they think fit subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act 1860 and of this Act grant to the local board any easement right or privilege (not being an easement or right to take water in which other than the parties to the agreement have any right or interest) required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

A.D. 1888.

Power to  
take ease-  
ments &c. by  
agreement.

**19.** Subject to the provisions of the Lands Clauses Consolidation Act 1845 the local board may retain hold and use for such time as they may think fit and may from time to time sell lease exchange or otherwise dispose of in such manner for such consideration and on such terms and conditions as they think fit and in case of sale either in consideration of a gross sum or of an annual rent or of any payment in any other form any lands or any interest in any lands acquired by them under this Act and may sell exchange or dispose of any rents reserved on the sale exchange lease or disposition of such lands or any reversionary interest therein and may make execute and do any deed act or thing proper for effectuating any such sale lease exchange or other disposition.

Power to re-  
tain sell &c.  
lands.

**20.** The local board shall apply all moneys from time to time received by them in respect of any sales exchanges or disposition of lands and premises by this Act authorised or by way of fine or premium on any lease in or towards paying off moneys borrowed and for the time being owing under this Act or if there shall be no moneys owing under this Act such proceeds shall be applied in or towards paying off any other moneys for the time being owing by the local board. Provided that such proceeds when used to pay off borrowed moneys shall not be applicable to the payment of instalments or to payments into the sinking fund except to such extent and upon such terms as may be approved by the Local Government Board. Provided also that the borrowing powers of the local board under this Act shall be reduced to the extent of any amount so paid off.

Application  
of moneys  
from sale &c.  
of lands.

**21.** The local board shall not under the powers of this Act without the consent of the Local Government Board purchase or acquire in any city borough or other urban sanitary district or in any parish or part of a parish not being within an urban sanitary district ten or more houses which after the passing of this Act have

Provision as  
to labouring  
class houses.



A.D. 1888. — been or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers.

For the purposes of this section the expression “labouring class” includes mechanics artizans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any such persons who may be residing with them.

Period for  
completion  
of works.

22. The works hereby authorised shall be completed within seven years from the passing of this Act and on the expiration of such period the powers by this Act granted to the local board for making the said works or otherwise in relation thereto shall cease except as to so much thereof as shall then be completed. Provided always that subject to the provisions of this Act the local board from time to time may alter enlarge and extend their engines machinery tanks filter-beds mains and pipes in such way and manner as shall be necessary for supplying water under this Act.

For the pro-  
tection of  
Mr. Scott.

23. For the protection of Charles Norman Lindsay Tollemache Scott of Bosworth Park in the county of Leicester and his heirs and assigns (in this section referred to as and included in the expression “the owner”) the following provisions shall unless otherwise agreed between the owner and the local board have effect (that is to say):—

1. All the provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes shall apply to the breaking up for the purpose of laying down and maintaining the line of pipes No. 1 by this Act authorised of so much of the road along which such line of pipes will be laid as lies between the points marked “B” and “C” upon the standard plan signed in duplicate by the Right Honourable William Lord Romilly the Chairman of the Committee of the House of Lords to whom the Bill for this Act was during its passage through Parliament referred and deposited in duplicate in the Office of the Clerk of the Parliaments and in the Private Bill Office of the House of Commons and the owner or his agent shall be deemed to be the person having the control and management of the said portion of road;
2. All works in connection with the laying down of such line of pipes between the aforesaid points shall be executed with all reasonable despatch and completed within two months



from the commencement of such works and in laying down the said line of pipes between the aforesaid points the local board shall not without the consent of the owner deviate from the line or levels thereof as shown on the deposited plans and sections and shall do as little damage as possible and pay compensation for any damage which may be occasioned to the Bosworth Park Estate. A.D. 1888.

**24.** Subject to the provisions of this Act the local board shall at the request of the owner or occupier furnish to every occupier of a private dwelling-house or part of a dwelling-house a sufficient supply of water for the domestic use of every such occupier at a rent not exceeding the rate of ten pounds per centum per annum upon the rateable value as described in the next succeeding section of this Act of the premises so supplied with water. Provided nevertheless that the local board shall not be obliged to furnish such supply to any occupier within the district for any less sum than thirteen shillings in any one year when paid in advance or fourteen shillings and six pence a year when in arrear. Provided also that with respect to the supply of water for the domestic use of the owners and occupiers of private dwelling-houses or parts of private dwelling-houses in the parishes of Snarestone and Sweptstone within the water limits such supply shall be afforded when and as required at a rate not exceeding half the rate for the time being charged by the local board within the district but the local board shall not be obliged to furnish such supply for any less sum than six shillings and six pence in any one year when paid in advance or seven shillings and three pence a year when in arrear. Rents for domestic supply.

**25.** The water-rent shall be paid by the owner or occupier requesting the supply of water and shall be payable according to the rateable value of the premises supplied. Provided that rateable value shall mean the rateable value of the premises as ascertained by the valuation list in force at the commencement of the quarter in which the water-rent accrues or if there is none by the last rate made for the relief of the poor. Provided also that where the water-rent is chargeable on the rateable value of a part only of any premises entered in the valuation list such rateable value shall be a fairly apportioned part of the rateable value of the whole premises ascertained as aforesaid the apportionment in case of dispute to be determined in manner provided by the sixty-eighth section of the Waterworks Clauses Act 1847. Water-rent to be according to rateable value.

**26.** In addition to the rent for the supply of water for domestic purposes which the local board may demand under this Act the Charge for several water-closets &c.

A.D. 1888. — local board may in all cases in which there shall be more than one water-closet or bath in any dwelling-house or part of a dwelling-house or shop or building used as a dwelling-house the occupier of which may be liable to pay rent for a separate supply of water charge in respect of every water-closet therein beyond the first any sum not exceeding six shillings per annum and for every bath beyond the first any sum not exceeding ten shillings per annum and such additional sum or sums may be received with and as part of or by the same means as the rent for the domestic supply from such occupier Provided that in case of any dwelling-house or part of a dwelling-house or shop or building used as a dwelling-house assessed to the water-rent at more than forty pounds annual value the provisions of this section shall not apply.

Incoming  
tenant not  
liable for  
arrears of  
water-rent.

27. If any consumer leave the premises to which water has been supplied without paying to the local board the water-rent or charges due from him the local board shall not require from the next tenant of the premises payment of the arrears so left unpaid unless the incoming tenant shall have agreed with the defaulting consumer to pay the arrears.

Local board  
may supply  
fittings &c.

28. The local board may if requested by any person supplied or about to be supplied by them with water furnish to him at his cost and charges and from time to time repair and alter any such pipes valves meters cocks cisterns baths soil-pans water-closet apparatus and receptacles as may be required and may provide all materials and do all works necessary or proper in that behalf.

Detection of  
waste.

29. Subject to the provisions of this Act the local board may for the purpose of preventing and detecting waste from time to time affix and maintain meters and similar apparatus on the service pipes and mains of the local board and stop cocks in the pipes supplying houses with water and may insert in the roads or footways the necessary covers or boxes for giving access and protection thereto and may from time to time for that purpose break up and interfere temporarily with public and private streets roads lanes footways thoroughfares tramways and gas or water pipes.

Prevention  
of waste of  
water.

30. The local board shall not be compellable to supply with water any water-closet or private bath or the apparatus connected therewith unless the same be so made and so used as to prevent the waste or undue consumption of the water of the local board or with respect to a private bath if it contain when filled for use more than fifty gallons of water.



**31.** For preventing waste misuse undue consumption or contamination of the water of the local board the following provisions shall have effect (that is to say):—

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Regulations  
for prevent-  
ing waste of  
water.

- (1) The local board may from time to time make regulations for the purpose of preventing waste undue consumption or misuse or contamination of water and may by such regulations prescribe the size make nature materials workmanship and strength and the mode of arrangement connection disconnection alteration and repair of the pipes meters cocks ferrules valves soil-pans water-closets baths tanks cisterns and other apparatus fittings means contrivances receptacles or appliances whatsoever to be used and forbid any arrangements and the use of the several things before mentioned or any or either of them which may allow or tend to waste or undue consumption misuse erroneous measurement or contamination;
- (2) No such regulations shall be of any force or effect unless and until the same shall have been submitted to and confirmed by the Local Government Board who are hereby empowered to confirm the same;
- (3) No such regulations shall be confirmed until the expiration of one month after notice in writing to submit the same for confirmation together with a copy of the proposed regulations to the local authorities within the water limits who may within the said period of one month make such representations to the Local Government Board as they see fit;
- (4) A copy of all such regulations in force for the time being shall be kept at the office of the local board and all persons may at all reasonable times inspect such copy without payment and the local board shall cause to be delivered a printed copy of all regulations for the time being in force to every person applying for the same on payment of a sum not exceeding two pence for each copy;
- (5) A printed copy of any such regulations dated and purporting to have been made as aforesaid and to be sealed with the seal of the local board and to have been confirmed by the Local Government Board shall be evidence until the contrary be proved in all legal proceedings of the due making confirmation publication and existence of such regulations without further or other proof;
- (6) In case of failure of any person to observe such regulations as are for the time being in force the local board may if they think fit after twenty-four hours' notice in writing enter and by and under the direction of their duly authorised officer repair



A.D. 1888.  
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replace or alter any pipe meter valve cock ferrule tank cistern bath soil-pan water-closet or other apparatus means contrivance or receptacle fittings or appliances belonging to or used by such person and the expense of every such repair replacement or alteration shall be repaid to the local board by the person on whose credit the water is supplied and may be recovered by them as water-rent is recoverable;

- (7) Any person who shall offend against any such regulations shall (without prejudice to any other right or remedy for the protection of the local board or punishment of the offender) be liable to a penalty not exceeding five pounds for each offence and to a further daily penalty not exceeding forty shillings for each day or part of a day such offence shall occur after conviction thereof and the local board may in addition thereto recover the amount of any damages sustained by them.

Public drink-  
ing foun-  
tains.

**32.** The local board from time to time when and as they think it expedient may put up and continue and from time to time remove or discontinue drinking places with proper conveniences for the gratuitous supply of water to the public (but for drinking only) in such public places within the water limits as the local board think fit but not against any private dwelling-house warehouse counting-house or shop except with the consent of the owner and occupier thereof or against any public building unless the building shall be the property of the local board.

Supply of  
water for  
other than  
domestic  
purposes.

**33.** The local board may supply water within the water limits for purposes other than domestic purposes on such terms pecuniary and otherwise and conditions as shall be agreed on between the local board and the person requiring the supply Provided always that no person (except the owners and occupiers for the time being of the lands in the parish of Snarestone now belonging or reputed to belong to the said Mary Woodward as regards a supply of water for stock and agricultural purposes) shall be entitled to a supply of water for other than domestic purposes if such supply prejudices the sufficiency of the supply of water for domestic purposes within the water limits.

Water-rent  
payable by  
owner for  
small houses  
&c.

**34.** Where the rateable value of a house supplied with water upon which such house is assessed to the water-rent does not exceed ten pounds or a house supplied with water is let to monthly or weekly tenants or tenants holding for any other period less than a quarter of a year the owner instead of the occupier shall pay the water-rent for the supply but the water-rent may be recovered



in the first instance from the occupier and may be deducted by him from the next and so far as necessary any subsequent rent due from him to the owner. A.D. 1888.

**35.** It shall be lawful for the local board to supply water by agreement in bulk or otherwise and for domestic or other purposes to any local or sanitary authority company or person on such terms and conditions in all respects and for such periods as the local board and such local or sanitary authority company or person may from time to time agree. Provided that nothing in this section shall authorise the local board to supply or to continue to supply water within or for use within the limits of supply of any sanitary or local authority company or corporation except with the consent of such authority company or corporation nor shall the local board under any such agreement supply water so as to interfere with their giving a proper supply for all purposes to persons within their limits of supply. Power to supply water to local authorities and others.

**36.** The local board may from time to time borrow on the security of the revenue of their water undertaking and of their district fund and general district rate (subject to the provisions of this Act) such sums as they may require for defraying the costs charges and expenses preliminary and of and incident to the obtaining and passing of this Act as hereinafter defined the acquisition of land and the completion of the waterworks not exceeding in the whole forty-five thousand pounds. Power for local board to borrow for construction of water-works &c.

**37.** In addition to the sum of forty-five thousand pounds which the local board are hereinbefore authorised to borrow they may from time to time with the sanction of the Local Government Board and subject to such terms as to repayment and otherwise as the Local Government Board shall prescribe borrow at interest on the securities aforesaid or any of them such sum or sums of money as they may require for any of the purposes for which money is by this Act authorised to be borrowed. Provided always that the term for repayment of moneys authorised to be borrowed under this section shall not exceed sixty years. The expenses of the Local Government Board in connection with any proceedings under this section including a reasonable sum not exceeding three guineas a day for the services of their inspector shall be paid by the local board and shall be recoverable in the same manner as any other expenses incurred by the Local Government Board may be recovered by that Board. Power to borrow further sums with approval of Local Government Board.

**38.** All moneys borrowed under the provisions of this Act shall be applied only to the purposes for which they are by this Application of borrowed moneys.



A.D. 1888. — Act authorised to be borrowed and to which capital is properly applicable.

Certain  
regulations  
of Public  
Health Act  
as to borrow-  
ing money  
not to apply.

**39.** The powers of borrowing money by this Act authorised shall not be restricted by any of the regulations contained in section 234 of the Public Health Act 1875 and in calculating the amount which the local board may borrow under that Act any sums which they may borrow under this Act shall not be reckoned.

Power to  
mortgage  
district fund  
&c.

**40.** For securing any moneys which they are authorised to borrow or reborrow under the authority of this Act the local board may from time to time mortgage the revenue of their water undertaking and their district fund and general district rate and for the purpose of such mortgages sections 236 to 239 (both included) of the Public Health Act 1875 shall apply as if they were with any necessary modifications re-enacted in this Act.

Period for  
discharge of  
borrowed  
moneys.

**41.** The local board shall out of the revenue of their water undertaking and out of the district fund and general district rate discharge or make provision for the discharge of the said sum of forty-five thousand pounds or such part thereof as they may borrow under the authority of this Act by means of equal yearly or half-yearly instalments of principal or of principal and interest or by means of a sinking fund or partly in one way and partly in the other within a period of sixty years from the time when such moneys are respectively borrowed but the local board shall not be bound to create any sinking fund or to commence any payment by instalment until the expiration of seven years from the passing of this Act.

Power to re-  
borrow.

**42.** If the local board pay off the said sum of forty-five thousand pounds or any part thereof borrowed under the authority of this Act otherwise than by means of equal yearly or half-yearly instalments appropriations or annual repayments or out of the sinking fund or out of the proceeds of the sale of surplus lands or out of fines or premiums on leases they may reborrow the same and so from time to time Provided that all moneys so reborrowed shall be repaid within the time prescribed for the repayment of the moneys in lieu of which such reborrowing is made and any amounts from time to time reborrowed shall be deemed to form the same loan as the moneys in lieu of which such reborrowing has been made and the obligations of the local board with respect to the repayment of such moneys by means of a sinking fund or by appropriations instalments or annual repayments shall not be affected by such reborrowing.



**43.** If the local board determine to pay off by means of a sinking fund the said sum of forty-five thousand pounds or any part thereof borrowed under the authority of this Act the following regulations shall be observed :—

A.D. 1888.

Regulations  
as to sinking  
fund.

- (1) Such equal yearly or half-yearly sums shall be paid by the local board out of the revenue of the water undertaking and the district fund and general district rate into the sinking fund as being accumulated at compound interest at a rate not exceeding three pounds ten shillings per centum per annum would be sufficient to pay off the moneys borrowed within such period not exceeding sixty years from the date of borrowing the same as the local board may in each case determine ;
- (2) All sums paid into the sinking fund shall as soon as may be be invested by the local board in securities in which trustees are for the time being authorised to invest or in the mortgages bonds debentures debenture stock or other securities duly created and issued by any local authority as defined by the Local Loans Act 1875 other than the local board and any such investments may be from time to time varied or transposed and all dividends and other sums received in respect of such investments shall as soon as may be after they are received be paid into the sinking fund and invested by the local board in like manner ;
- (3) The local board may at any time apply the whole or any part of any sinking fund created under this Act in or towards the discharge of the moneys or any part of the moneys for the discharge of which the fund was created ;
- (4) Whenever any of such principal moneys have been so paid off the local board shall thenceforward until the whole of such principal moneys have been paid off pay into the sinking fund every year in addition to the other sums hereinbefore required to be paid into the fund a sum equivalent to the interest which would have been produced by the sinking fund or part of the sinking fund so applied at the rate per cent. on which the payments to the sinking fund are based ;
- (5) Whenever and so long as the yearly income arising from the sinking fund shall be equal to the annual interest of the principal moneys then due and outstanding the local board may in lieu of investing the said yearly income apply the same in payment of such interest and may during such periods discontinue the payment to the sinking fund of the yearly sums hereinbefore required to be paid thereto.



A.D. 1888.

Annual re-  
turn to Local  
Government  
Board.

**44.** The clerk of the local board shall within one month after the expiration of each year during which any sum is required by this Act to be paid as an instalment or set apart for a sinking fund in respect of moneys borrowed by the local board under this Act transmit to the Local Government Board a return in such form as may be prescribed by that Board and verified by statutory declaration if so required by them showing the amount which has been paid as an instalment or invested or applied for the purpose of such sinking fund during the year next preceding the making of such return and the description of the securities on which any investment has been made and the purposes to which any portion of the moneys invested for the sinking fund has been applied during the same period and the total amount (if any) remaining invested at the end of the year. In the event of wilful default in making such return the said clerk shall be liable to a penalty not exceeding twenty pounds which shall be paid to the Local Government Board and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health Act 1875 in a summary manner may be recovered by parties aggrieved within the meaning of that Act. If it appears to the Local Government Board by that return or otherwise that the local board have failed to pay any instalment or set apart any sum required for any sinking fund or have applied any portion of the money so set apart for that fund or any interest thereof to any purposes other than those authorised they may by order direct that a sum not exceeding double the amount in respect of which default has been made shall be set apart and invested or applied as part of the sinking fund and any such order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of Her Majesty's High Court of Justice and the provisions of this section shall *mutatis mutandis* apply to appropriations and annual repayments.

Power to  
borrow under  
Local Loans  
Act 1875.

**45.—(1)** The local board if they think fit in lieu of borrowing on the security of mortgages as hereinbefore provided may borrow the sum of forty-five thousand pounds which they are by this Act authorised to borrow or any part thereof under the powers and subject to the provisions of the Local Loans Act 1875 by means of a loan or loans to be raised by the issue of debentures debenture stock or annuity certificates or partly in one way and partly in another.

**(2)** Any moneys borrowed in manner by this section authorised shall be a charge on the revenue of the water undertaking and the district fund and general district rate and such revenue fund and rate shall be deemed to be the local rate within the meaning and for the purposes of the Local Loans Act 1875.



(3) Every such loan shall be discharged within sixty years from the date of the same but the local board shall not be bound to create any sinking fund or to set apart or appropriate any moneys for the purpose of the discharge of such loan till the expiration of seven years from the date of the passing of this Act.

A.D. 1888.

(4) For the purpose of reckoning the period within which any sum reborrowed is to be repaid and of sections 14 and 15 of the Local Loans Act 1875 the original loan and the sums reborrowed shall be deemed to form the same loan.

**46.** All mortgages or debentures granted by the local board before the passing of this Act shall during their continuance have priority of charge on the security therein comprised over all mortgages or other securities granted or issued by the local board in exercise of the borrowing powers conferred by this Act on the local board.

Priority of existing mortgages or other securities granted by local board.

**47.** Separate accounts of the waterworks undertaking of the local board under the provisions of this Act shall be kept by the local board and sections 245 247 (except so much thereof as is repealed by the District Auditors Act 1879) 249 and 250 of the Public Health Act 1875 relating to accounts and their audit and the provisions of the District Auditors Act 1879 so far as the same are applicable shall apply to the accounts of the local board under this section and to the audit of such accounts.

Audit of accounts.

**48.** If and whenever any house building or premises which shall have been supplied with water by the local board shall be unoccupied for the space of three months the local board their agents servants or workmen after giving twenty-four hours previous notice to the owner by serving the notice on him or sending the same by post addressed to him at his usual place of abode or business or if the owner or his usual place of abode or business be not known to the local board after inquiry by affixing the same for three days on some conspicuous part of such house building or premises may enter into such house building or premises between the hours of ten o'clock in the forenoon and four o'clock in the afternoon and remove and carry away any pipe meter fittings or other works the property of the local board.

Local board may remove water-pipes &amp;c. from unoccupied premises.

**49.** Where any compensation damages costs charges or expenses is or are by this Act directed to be paid and the method of ascertaining the amount thereof is not provided for such amount shall in case of dispute be ascertained and determined as provided by the Lands Clauses Consolidation Act 1845 for settling cases of disputed compensation.

Settlement of disputes.

A.D. 1888.

Application  
of penalties.

**50.** Every penalty imposed by this Act or by any regulation made under this Act (except where the local board shall be the party by whom the penalty has to be paid) shall be paid to the treasurer of the local board and shall be carried by him to the credit of the water account or of such other account as the case may require.

Penalties not  
cumulative.

**51.** Penalties imposed for one and the same offence by several Acts of Parliament shall not be cumulative and for this purpose this Act and the incorporated Acts and the Public Health Act 1875 shall be deemed several Acts.

Notices &amp;c.

**52.** Any summons demand or notice or other such document to be given by the local board under this Act or under the Public Health Act 1875 or any of them may be in writing or print or partly in writing and partly in print and if the same require authentication by the local board the signature of the clerk of the local board thereto shall be a sufficient authentication.

Contents of  
summons &c.

**53.** Any summons warrant notice demand or other process issued for any of the purposes of this Act may contain in the body thereof or in a schedule thereto several sums.

Expenses of  
Act.

**54.** All the costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act or otherwise in relation thereto as taxed and ascertained by the taxing officer of the House of Lords or of the House of Commons shall be paid by the local board out of moneys borrowed under the authority of this Act or out of the general district rates of the district and such costs shall include the costs incurred by the local board in or with the object of complying with the provisions of the Act of the session of Parliament held in the thirty-fifth and thirty-sixth years of the reign of Her present Majesty chapter ninety-one with respect to the Bill for this Act and all matters relating thereto.



The SCHEDULE referred to in the foregoing Act. A.D. 1888.

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AGREEMENT made this twenty-first day of February one thousand eight hundred and eighty-eight between Mary Woodward of Highfields Swadlincote in the county of Derby widow (hereinafter called "the vendor") of the one part and the local board for the District of Hinckley in the county of Leicester (hereinafter called "the board") of the other part Whereas during the month of November last the board published notice by advertisement in accordance with the Standing Orders of the Houses of Lords and Commons relating to preliminary proceedings in private bills of their intention to apply to Parliament in the ensuing session for leave to bring in a Bill and to pass an Act (among other matters) for the construction of waterworks on (inter alia) a certain piece of land belonging to the vendor containing one acre two roods and six perches or thereabouts situate at Snarestone in the county of Leicester part of a close of land known as the "Little Quarry" which said piece of land is delineated in the plan annexed hereto and thereon coloured green and is numbered 75 on the  $\frac{1}{2500}$  Ordnance map of the county of Leicester and for the purchase of lands by agreement and if need be by compulsion and for the supply of water by measure or otherwise for public sanitary domestic trade manufacturing agricultural and other purposes to the district of the said board and amongst other places to the parish of Snarestone and for the confirmation of any agreements made before the passing of the Bill between the board and any person in relation to the acquisition of land and the supply of water and the board intend to endeavour to obtain an Act of Parliament for carrying out the purposes mentioned in the said notice or some of them Now therefore it is hereby agreed as follows :—

1. In case the Act to pass which the board have given notice as aforesaid shall be passed in the ensuing session of Parliament and shall empower the board to purchase the said piece of land the vendor shall sell and the board shall purchase the inheritance in fee simple in possession free from incumbrances of the said piece of land Together with all mines and minerals now remaining within or under the said piece of land ;

2. The purchase shall be completed at or before the expiration of two calendar months after the Royal Assent has been given to the said Act at the offices of Messieurs Smith and Mammatt (the vendor's solicitors) at Ashby-de-la-Zouch in the county of Leicester and if from any cause whatever the purchase shall not be completed within the time aforesaid the board shall pay interest on the purchase-money at the rate of five pounds per centum per annum from the date hereinbefore fixed for completion until the purchase shall be actually completed The vendor shall give vacant possession of the said piece of land to the board at the date of actual completion ;

A.D. 1888.

3. The title shall commence with an indenture dated the eighteenth day of October one thousand eight hundred and sixty and made between Sarah Shillingford Samuel Taylor and Charles Hill of the first part Joseph Hadland and Thomas Shillingford of the second part John William Farnell of the third part Thomas Dawson of the fourth part and Samuel Spencer of the fifth part The board shall admit the identity of the property purchased by them with that comprised in the muniments offered by the vendor as the title to such property upon the evidence afforded by a comparison of the description in this agreement and in the muniments ;

4. All objections and requisitions in respect of the title or the abstract or anything appearing therein or in this agreement shall be stated in writing and sent to the office of the vendor's solicitors in Ashby-de-la-Zouch aforesaid within fourteen days from the delivery of the abstract and all objections and requisitions not so stated and sent within that time shall be considered to be waived and in these respects time shall be deemed of the essence of the contract ;

5. The price to be paid by the board to the vendor for the said piece of land mines and minerals shall be at the option of the board either the sum of one thousand six hundred and fifty pounds or the sum of two thousand one hundred pounds and the board shall at or before the expiration of one calendar month after the Royal Assent has been given to the said Act give notice in writing to the vendor or to her said solicitors at which price they elect to purchase but in case no notice of election shall be given within the time aforesaid the price shall be the sum of two thousand one hundred pounds And in case of purchase at either of the above-mentioned prices the vendor or the owner or owners for the time being of any of the premises mentioned in the schedule hereto shall be entitled at any time or times within ten years from the time when the board shall have commenced to supply water under the said Act from the said waterworks to any person or place to demand from the board a supply of water for domestic and agricultural purposes to all the houses and farmyard premises situate at Snarestone aforesaid now belonging to the vendor and which houses and farmyard premises are specified in the schedule hereto and delineated on the said plan and thereon coloured pink such supply of water as aforesaid to be (save as hereinafter expressly provided) in accordance with the provisions of the said Act and for the purpose of such supply of water the board shall upon such demand being made as aforesaid forthwith at their own expense lay down and permanently maintain and repair a branch line of pipes to a point in the immediate neighbourhood of the said houses and farmyard premises either from the line of pipes number 1 referred to in the said published notice and shown on the plans deposited by the board at a point adjacent to the Crown Inn near Snarestone shown on the said plans or at some point between the intended pumping-station shown on the said plans and the said Crown Inn or direct from the said pumping-station And shall also at their own expense lay down and permanently maintain and repair communication pipes from the said branch line of pipes to the several houses and places and in manner mentioned in the schedule hereto And shall unless prevented by frost unusual drought or other unavoidable accident permanently furnish such supply of water as hereinbefore mentioned ;



A.D. 1888.  
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6. The price to be paid for such supply of water in case the board shall elect to purchase at the price of one thousand six hundred and fifty pounds shall be at a rate not exceeding four pence per one thousand gallons and in case the board shall elect to purchase at the price of two thousand one hundred pounds shall be at the same rate as shall for the time being be paid to the board by other consumers of their water not exceeding for domestic supply the maximum rate of ten pounds per centum per annum upon the annual value (as defined in the said Act) of the premises supplied and not exceeding for agricultural supply the rate of nine pence per one thousand gallons And such price and the rent of meters necessary to measure the quantity of water supplied (which meters shall be supplied by the board) shall be paid by the vendor or other the owner or owners for the time being of the said houses and farmyard premises or by the occupier or occupiers thereof for the time being as and according to the provisions of the said Act with respect to the supply of water within the district to which the said Act shall apply And the conveyance hereinafter mentioned of the said piece of land mines and minerals shall contain a covenant by the board for themselves their successors and assigns with the vendor her heirs and assigns owners for the time being of any of the premises mentioned in the schedule hereto at the expense of the board upon such demand being made as aforesaid forthwith to lay down and permanently maintain and repair such branch line of pipes and communication pipes as aforesaid and permanently furnish such supply of water as aforesaid and upon the terms and conditions aforesaid applicable to the price adopted by the board And the said conveyance shall further contain a grant of liberty to the vendor her heirs or assigns such owners as aforesaid from time to time at her and their own expense to lay down and permanently maintain pipes in connection with and to take water from any pipe laid down by the board in pursuance of the provisions herein and in the said indenture contained to such place or places on the farm belonging to the vendor and late in the occupation of William Harrison as the vendor her heirs or assigns such owners as aforesaid shall think fit the water so taken to be paid for by measure at the rate hereinbefore provided for agricultural supply and to be for the watering of all the cattle for the time being on the said farm;

7. On payment of the purchase-money at the time and place hereinbefore fixed for completion the board shall have a proper conveyance of the property executed by the vendor such conveyance (which shall be executed in duplicate) to be prepared by and at the expense of the board and the engrossments to be left at the offices of the vendor's solicitors aforesaid at least five days before the date of completion for execution by the vendor;

8. The board shall use their best endeavours to obtain an express confirmation of this agreement by the said Act and this agreement is made subject to such alterations as Parliament may think fit to make therein;

9. This agreement shall not prevent the board exercising any compulsory powers that they may have under the said Act for the purchase of the said piece of land mines and minerals in case this agreement shall become void as hereinafter provided;

A.D. 1888.

10. This agreement shall not prevent the board exercising any compulsory or other powers that they may have under the said Act with respect to the adjoining land of the vendor. Provided always that nothing herein contained shall be given in evidence or in any way used or stated by or on behalf of the board upon any proceedings to assess the amount of compensation to be paid by the board for the piece of land hereinbefore mentioned or any adjoining land or rights of the vendor ;

11. The board shall proceed with their application for and endeavour to obtain the said Act but in case no such Act of Parliament as the board intend to endeavour to obtain as aforesaid shall be obtained before the first day of January one thousand eight hundred and eighty-nine all the provisions of this agreement other than the present clause shall become void. And in case Parliament shall alter this agreement then the vendor shall be at liberty if she shall think fit to determine all the provisions of this agreement except the present clause. And in the event of any such avoidance or determination as aforesaid the board shall pay to the vendor all the costs and expenses as between solicitor and client of the vendor of and incidental to the negotiations and preparation and execution of this agreement.

In witness whereof the vendor hath hereunto set her hand and seal and the said board have hereunto affixed their common seal the day and year first above written.

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THE SCHEDULE ABOVE REFERRED TO.

Nos. on  
Plan.

125 Farmhouse.

123 Farmyard buildings and premises late in the occupation of William Harrison.

A communication pipe to be brought to the back door of the said farmhouse and to such place on the said farmyard premises as shall be directed in writing by the agent for the time being of the vendor.

151 Five cottages now let to Richard Stevenson and lately to the said William Harrison in connection with his said farmhouse and farmyard premises.

A communication pipe to be brought to such a place at the back of the said cottages as shall be directed in writing by the agent for the time being of the vendor.

208 One cottage also lately let to the said William Harrison in connection with his said farmhouse and farmyard premises.

A communication pipe to be brought to the entrance door of the said cottage.

156 A dwelling-house now in the occupation of Mrs. Dummeller.

A communication pipe to be brought to the back door of the said dwelling-house.



No. on  
Plan.

A.D. 1888.

153      A dwelling-house now in the occupation of Mrs. Wood.  
A communication pipe to be brought to the back door of the said dwelling-house.

In each of the above cases the communication pipe when required to be brought through the land of the vendor shall be so brought in such course and manner and at such depth from the surface as shall be directed in writing by the said agent.

Signed sealed and delivered by the said Mary  
Woodward in the presence of  
EDWARD F. MAMMATT  
Solicitor  
Ashby-de-la-Zouch. }

MARY  
WOODWARD.

L. S.

The Common Seal of the Local Board for the District of  
Hinckley in the Counties of Leicester and Warwick  
was hereunto affixed in the presence of

FRANK S. PRESTON  
Solicitor  
Hinckley.

Seal  
of the Hinckley  
Local Board

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