

1894, ch. 569, sec. 42.

**425.** In addition to the powers granted therein, in Sections 419, 420, 421, 422, 423, and 424, the said Mayor and Councilmen of Lonaconing are further authorized and empowered, in their discretion, to grant unto any person or persons, corporation or corporations, the exclusive right, privilege, franchise and power to use the streets, lanes, public places and alleys of said town for the purpose of laying, maintaining and operating therein, water pipes, water mains, connections, valves, hydrants and other accessories of a water supply system, for the purpose of supplying, for gain or hire, the citizens of said town and said town with a supply of water for domestic, manufacturing, sanitary and other purposes; providing that in granting said exclusive franchises, said grant shall be upon condition that the grantees of said franchise, their heirs, successors or assigns, shall within a reasonable time after said grant, not exceeding one year, complete in or near said town a water supply system or plant, adequate to supply by gravity or otherwise, said town with water for domestic, sanitary and manufacturing purposes, and for fire protection, and shall lay their mains, pipes and connections from said plant or system, to and about said town, and shall place fire hydrants at such points in said town as shall be agreed upon between said Mayor and Councilmen and said grantees; and provided, that no water main shall be laid in said town under four inches in size, and that said grant of franchises contain some reasonable provision, to be agreed upon between said Mayor and Councilmen and said grantees of said franchise, as to the extension of said pipes, mains and hydrants, to keep pace with the growth of said town; and that said grant shall contain a further provision that at any time after some reasonable time after the date of said grant, not to exceed forty years, the said Mayor and Councilmen shall have the right and power to purchase said water supply system, lands, buildings, mains, pipes, machinery, tools, connections, valves, hydrants, water rights and other rights or property belonging to or used in connection with said water system, the method of fixing the purchase price therefor to be fixed in the said grant of franchises, and all rights and franchises so granted to be at an end and to determine immediately upon the completion of said purchase; and said franchise may include the right upon the part of the grantees thereof, their heirs, successors and assigns, to contract with the takers of said water for the rents or charges for the use of said water, and for reasonable and proper regulations for its use; and making said grant, said Mayor and Councilmen may provide for such other and further reasonable and proper regulations as to the exercise of said powers, rights and franchise, as they may see fit to prescribe in said grant.

1894, ch. 569, sec. 43.

**426.** Said Mayor and Councilmen are further authorized and empowered to contract with the grantees of said franchise, their successors, heirs or assigns, for such number of public fire hydrants as they may deem necessary for the proper protection of public and private property from