

1918, ch. 122, sec. 15.

1029. Whenever said Commission shall have extended its general water supply or sewerage system up to and is ready to connect with any municipally owned or privately owned water supply or sewerage system, or previously thereto if in its judgment such action is expedient, and it deems it advisable and proper for the adequate operation of the system under its jurisdiction to take over the said water or sewerage system, it may purchase the same upon such terms and conditions as may be agreed upon. In the event of failure to agree as to the purchase price or conditions of purchase of said water or sewerage system, whether privately or municipally owned, the said Commission may acquire the same by condemnation, in the same manner as it is authorized to acquire land by this Act. In the condemnation of privately owned water or sewerage systems the jury shall take into consideration as a part of their award any payment, contribution or tax paid by the respective lot owners or purchasers toward the construction of said systems, and where said system or systems have been built in connection with and for the purpose of developing home sites, subdivisions or villages by any individual, firm or corporation and such system or systems have been offered as an inducement for the purchase of lots or land therein, the jury shall deduct from the determined value of the plant or system such sum as it may reasonably determine was added to the purchase price of said land or lots in the sale thereof for the purpose of constructing said system. Privately owned systems shall be taken under said condemnation by said Commission free and clear of all debts and liens, but said Commission shall make a party defendant any person, firm or corporation having any record lien or incumbrance against the same, and the Circuit Court is hereby empowered and authorized to determine the respective amounts due the defendants, and from and after the payment into court or to the proper parties, said Commission shall be authorized to take possession of, maintain and operate said system, whether private or municipal, as a part of its general system, and from the date of such payment all properties along the line of any water main or sewer of the system so acquired shall stand in the same relation, bear the same benefit assessment, and be subject to the same regulations and penalties, as though the system so acquired had been constructed and put into operation by the said Commission under the provisions of this Act; provided, however, that no building or premises, actually connected in an adequate manner with said acquired system at the time of its purchase, shall be required to pay the connection charge specified under Section 1025. Whenever there is in existence a privately owned water supply or sewerage system which in the judgment of the Commission is unfit, as a whole or in part, for incorporation with the Commission's system, the Commission shall disregard the existence of said system or unfit part thereof and extend its system to serve the area tributary to the existing system or unfit part thereof, and all the provisions of this Act relating to systems constructed by the Commission shall apply to said extension. Any municipality whose system is acquired by said Commission, whether