

**Purchase land, &c., for water works.** the owner, or owners of any land, real estate, spring, brook, water, or water course as aforesaid, earth, timber, stone, or other material which they may need, or require in the building of said water works, and to make any purchase, for such price as may be agreed upon, and the title to any such land, real or leasehold estate, spring, brook, water, or water course, earth, timber, stone, or other material, shall rest in the mayor and councilmen of said town.

**Condemnation.** SEC. 39. *And be it enacted,* That if the said mayor and councilmen cannot agree, or if there be any incapacity, or disability to contract with the owner or owners of said land, or real estate, spring, brook, water, or water course, as aforesaid, earth, timber, stone, or other material, or with the owner or owners of such lands through which they may find it necessary to have a right of way, or entry, or passage for the purpose of conveying the said water into or through the said town, or if such owner, or owners shall be absent out of the State, or unknown, or without legal capacity to contract, by reason of infancy, coverture or otherwise, it shall be lawful for the said mayor and councilmen to secure by condemnation any such land, real estate, spring, brook, water, or water courses, easement or franchises, earth, timber, stone, or other materials, which they may deem necessary in the same manner, and by the same proceedings, as is now provided for in the condemnation by corporations under article 23, section 248 and etc., of the Code of Public General Laws, of the State of Maryland.

**Ordinances relating to water.** SEC. 40. *And be it enacted,* That the mayor and councilmen are hereby invested with full power and authority, to enact and pass all ordinances, which from time to time they may deem necessary and proper, to regulate the introduction and use of said water, and for the protection and prevention of the works, machinery and property connected therewith, they shall have power to appoint a superintendent, and to fix and establish, from time to time, a schedule of rates and charges to be made and collected, for the use of said water; and the bailiff, or the superintendent, as the mayor and councilmen shall by ordinance direct, shall as in the case of other taxes collect said charges, and pay over the same to the mayor and councilmen, who may allow him therefor such additional compensation, as they shall deem reasonable and all moneys derived from the use of said water shall be held by said mayor and councilmen, for the purpose of paying the expenses of operating said water works and for the interest and principal of the bonded indebtedness incurred therefor, and the said mayor and councilmen are hereby authorized to make suitable provisions for the pro-