

Council of Kitzmillersville shall be unable to agree with any owner of real or leasehold property, springs, brooks, water streams or watercourses or any other material which partakes of or is a necessary part of realty, or for any right of way which they may find necessary for the conduct of said water and sewerage in its entry into or in said town, or if such owner is under any disability or incapacity to contract or absent out of the county or unknown, the said Mayor and Town Council of Kitzmillersville is hereby clothed with the power of condemnation under the right of eminent domain as provided in Section 251 of Article 23 of the Code of Public General Laws of Maryland, as fully as if said section had been herein incorporated; and their manner of procedure of condemnation for the purposes of this Act shall in all particulars be the same as if provided by said Section 251 of Article 23. The said Mayor and Town Council of Kitzmillersville shall have full power to fix schedules of rates for furnishing water and sewerage to private residences and other buildings, and the said Mayor and Town Council as aforesaid shall have power to collect the same as other taxes are collected, and the income thereof shall be applied first for expenses and maintenance and afterwards for the payment of the interest on the bonds and a sinking fund to meet the bonds at maturity.

SEC. 3. *And be it enacted*, That the title to said waterworks and sewerage, and all land, estates and watercourses, waterways, conduits, pipes, machinery and all other parts thereto shall when completed or acquired vest in the Mayor and Town Council of Kitzmillersville. And every person who shall knowingly or wilfully pollute any spring, stream, brooks, watercourses, reservoir or standpipe in connection with the said waterworks so built or constructed by throwing in any impure or deleterious substance or thing into the same, or by swimming, bathing or washing themselves, or by washing clothes or any other thing therein, or by committing any nuisance in or near the sources of supply, or the reservoir or standpipe or water sheds for said waterworks, so as to pollute the same, shall, upon conviction of such offense, be liable to a fine of not less than fifty dollars nor more than five hundred dollars for each offense, to be recovered by the Mayor and Town Council of Kitzmillersville before a Justice of the Peace as other fines are recovered, or to imprisonment in the county jail or in the House of Correction for a term of not less than six months or more than two years, or both fine and imprisonment, in the discretion of the Justice of the Peace, one-half of such fine to go to the informer, and the balance to the Mayor and Town Council of Kitzmillersville for the purpose of this Act.