

tion 1000 of the Code of Public Local Laws of Montgomery County (1947 Edition) as amended.

SEC. 2. *And be it further enacted*, That before making any binding commitment for the purchase of the above described facilities, the Town shall cause an appraisal of said water supply system, sewerage system and sewage disposal plant to be made by competent and disinterested consulting sanitary engineers qualified to make such appraisals and the Town shall not make or enter into any contract or commitment to purchase said facilities at a price or combination of prices in excess of such appraisal. In addition, said Town shall make no contract or commitment for the purchase of any part of the above described facilities separately, but is authorized hereby only to enter into a contract for the acquisition of said water supply system, sewerage system and sewage disposal plant as a complete operating unit, nor shall said Town make any contract to acquire, or acquire, said facilities unless and until such acquisition, apart from the price therefor, shall have been approved by the State Board of Health as a proper addition to the public sanitary facilities of the Town. If the foregoing conditions are met, the Town shall have, and is hereby granted, the authority to enter into a contract with the actual owner or owners of said facilities for the purchase of the same as an entirety at the best price which can be negotiated therefor. In addition to providing for the terms and conditions of transfer of title to said facilities, as above defined, to the Town and payment therefor, said contract shall also provide that the sellers will cause to be transferred to the Town at the time of settlement (a) a complete set of the plats showing the precise layout and locations of said water supply system, sewerage system and sewage disposal plant; (b) a valid assignment of the permits for the installation of said water supply system, sewerage system and sewage disposal plant by the State Board of Health of Maryland; and (c) a valid assignment of the agreement pursuant to which effluent from said sewage disposal plant is permitted to discharge into a stream passing through private property, which stream in turn empties into Rock Creek. Said contract may provide for the payment for said facilities by the Town in instalments payable over a period of years as new water and sewer connections are made to said systems, to the end that the portion of *ad valorem* taxes levied in said sub-division, which the Town shall from time to time allocate to debt service created in conjunction with the acquisition of such facilities, shall at all times be sufficient for said purpose.