

deem just, for the whole amount of the costs, charges and expenses of, and in anywise incidental to, the constructing and completing such works; and every such assessment shall be made, levied, collected, payable and receivable in the same manner as any other City taxes are made, levied and collected; provided always, that it shall be in the discretion of the Commissioners to require any such assessment to be paid by the respective parties assessed, either in one payment or by such instalments as the Commissioners may direct.

5. Nothing in this Act shall in anywise affect, or impair, or decide, or determine the validity of any contract, covenant, engagement or agreement heretofore made and entered into by the said original Commissioners before their resignation of office, but every such contract, covenant, engagement or agreement shall be and remain as if this Act had not been passed.

6. The Commissioners may from time to time, at their discretion, and as they may deem requisite, appoint, dismiss, reappoint and employ a Superintendent of Works, and such other officers, servants, and agents as may be required, and fix, allow, and pay to all such officers, servants, and agents respectively, such salaries, wages or compensation as to the said Commissioners may appear reasonable and proper; and may also settle, pay and discharge all such claims and accounts of the Commissioners first appointed under the said recited Act, and of any other persons, for services or otherwise rendered, performed, or incurred under and by virtue of the said recited Act, and before the passing of this Act, as to the said Commissioners may seem just and reasonable.

7. In the event of any damage, direct or indirect, as well present as future, being done to the owner or owners of any lands, mills, or manufacturing establishments, or to the owner or owners of any water courses or water rights, or caused in or by the execution of any of the works contemplated by this Act, or by the said recited Act to which this Act is an amendment, the Commissioners shall forthwith on demand pay to the party or parties aggrieved, such amount of compensation or sum of money as may be mutually agreed upon by and between the said Commissioners and other parties respectively; and in case the said parties and Commissioners shall not agree, the amount of said damage and compensation may be ascertained and awarded by two disinterested arbitrators, one of whom shall be chosen and nominated by the said Commissioners, and the other by the said party or parties aggrieved; and in case of disagreement between the said arbitrators, they the said two arbitrators shall choose and appoint a third; and in case of their not agreeing in such choice within ten days after their appointment, then and in such case it shall and may be lawful for the Lieutenant Governor in Council for the time being, upon the application of the said party or parties aggrieved, to appoint the third arbitrator; and the decision and award in writing of the said arbitrators, or of any two of them, under their hands and seals, shall be final and conclusive, and binding on all parties concerned, provided their award be made and delivered to the parties within the period of sixty days from the time of their appointment; and in case the said arbitrators should not make their award within the time above specified, other arbitrators may be appointed in like manner, until an award shall be made; and in case the said Commissioners shall neglect or refuse to appoint an arbitrator as aforesaid, for the space of ten days after being requested by the opposite party so to do, or in case any arbitrator appointed by the said Com-

missioners shall neglect or refuse for the space of ten days after notification of his appointment to act in the said arbitration, the arbitrator appointed by such opposite party shall alone proceed with such arbitration, and his decision and award shall in such case be final, conclusive, and binding on all parties; and all sums of money so agreed upon or awarded, shall be paid in Carleton Water Scrip at par.

8. Upon any judgment recovered against such Commissioners (as such), execution may be issued against and levied upon all moneys, funds and assets of the said Commissioners (as such), in whosoever hands or custody the same or any of them may be; provided that the persons and private property or estate of the said Commissioners, or any of them, shall in no case be liable to, or affected by, any such judgment, and shall not be levied upon or taken in execution, under or by virtue thereof.

9. All suits, actions and proceedings, whether at law or in equity, for the recovery, maintainance or defence of any moneys, dues, debts, damages, liabilities, rights, privileges, penalties, claims or demands whatsoever due or owing to, or by, or claimed or demanded by, or on account of, or from or against, or in anywise affecting or concerning the said Commissioners, as such Commissioners, shall be brought, commenced, instituted and carried on by or against the said Commissioners for the time being, by the collective name, style and title of "The Commissioners of Water supply and sewerage for Carleton," notwithstanding the cause or causes of action, or ground or grounds of defence, may have arisen or accrued previously to the appointment of such Commissioners, or either of them; and no such action, suit, or proceeding at law, brought by or against the said Commissioners, shall abate by reason of the death, removal or appointment of any such Commissioners after the commencement thereof; and service of any process made on any one of said Commissioners, or their Secretary or Clerk, shall be deemed a good service on all of the said Commissioners.

10. The Commissioners shall provide and furnish all such fuel, furniture, materials, and all things of every description, as in their judgment may be necessary for the office of the said Commissioners, and for the due and efficient maintenance and business thereof; and the costs and expenses of all such matters and things as are above mentioned in this Section, as well as the salaries, wages and compensation of the Commissioners, their officers, servants and agents, and all other payments which may be made or allowed by the said Commissioners, under and by virtue of the sixth Section of this Act, shall be paid by the said Commissioners out of the moneys realized by the sale of the said Carleton Water Scrip, for the purpose of this and the said recited Act.

11. From and after the completion of any works now in progress, under and by virtue of any authority derived from the said recited Act, to which this Act is an amendment, or from and after the rescinding or annulling of any existing contract for executing any such works, or whenever any good and sufficient mains for the supply of water to dwellings or other houses or establishments, shall be laid down and ready for the use of such dwellings, houses, or other establishments within Carleton aforesaid, or in any part or portion thereof, and also from time to time when and as such good and sufficient mains shall be extended, laid down and ready as aforesaid, in and through other and more extensive portions of Carleton afore-