

pure and wholesome water for the use of its inhabitants; and it shall provide, build or construct, the necessary water works, buildings, machinery, and other appliances requisite for that purpose.

Appointment of engineers, etc.

**41.** The corporation may employ and appoint engineers, surveyors, officers and other persons, and rent or purchase such lands, works, buildings, privileges and yards as in its opinion may be necessary to enable it to fulfill its duties under this Act.

Powers relating to water works.

**42.** (1) For the purposes of building, improving, securing, maintaining or enlarging water works, the corporation, its agents, servants, and workmen may, at such times as the corporation deems fit,

(a) enter into and upon the lands of any person or corporation, municipal or otherwise, in the city or within one hundred miles of the city;

(b) survey, set out, and ascertain, such parts thereof as the corporation may require for the purposes of the water works;

(c) subject to the provisions of The Water Rights Act, divert and appropriate any well, spring, or stream of water thereon as the corporation deems suitable and proper; and

(d) contract with the owners or occupiers of those lands, and with persons having an interest or right in the said water, for the purchase thereof or of any part thereof, or of any privilege that may be required for the purposes of the water works.

Arbitration as to damages of value of property.

(2) In case of disagreement between the corporation and the owner or occupier of any such lands or any persons having an interest in the water or the natural flow thereof, or any such privilege as aforesaid, respecting the amount of the purchase price or the value thereof, or as to the damages such appropriation shall cause to them or otherwise, the disagreement shall be determined by arbitration under The Expropriation Act.

Lands acquired vested in the city.

**43.** (1) The lands, privileges, and water that are surveyed, set out, and ascertained or appropriated, by the corporation for the purposes hereinbefore mentioned shall thereupon and forever be vested in the corporation and its successors.