

Materials for water works to be exempt from execution against contractor.

X. All materials procured or partially procured under contract with the Commissioners, shall be exempt from execution, but it shall be the duty of the Commissioners to pay the money due to such contractor for such materials, to the judgment creditor of the contractor, under whose execution such materials would otherwise have been sold, upon his producing to them any proof that his execution would have so attached, and such payment shall be held as valid payment on the contract. 5

Commissioners to keep books and account and report to the Corporation of Toronto.

XI. The Commissioners shall keep regular books of account and books recording the whole of their official proceedings; and the said Commissioners and clerks employed in the service shall be sworn to the faithful performance of their duties, and all such books shall be open to the examination of any person or persons appointed for that purpose by the Mayor, Aldermen and Commonalty of the City of Toronto: The Commissioners shall also on the 30th day of June and 31st day of December, in each and every year, make a report to the said the Mayor, Aldermen and Commonalty of the City of Toronto of the condition of the works under their charge, accompanied by a statement of their receipts and expenditure on account of the same. 10 15

Commissioners to regulate the distribution of water, and price to be paid for it.

XII. The said Commissioners for the time being shall regulate the distribution and use of the water in all places and for all purposes where the same may be required, and from time to time shall fix the prices for the use thereof and the terms of payment, and they may erect such number of public hydrants and in such places as they shall see fit, and direct in what manner and for what purposes the same shall be used, all which they may change at their discretion: Provided always, that all hydrants, conduits or other appliances required and furnished for the purpose of extinguishment of fires shall be placed as the Mayor, Aldermen and Commonalty of the City of Toronto shall direct and shall be under their exclusive control and direction 20 25

Proviso.

Commissioners may contract for furnishing water to any party.

XIII. From and after the completion of the said works the said Commissioners shall have power to contract with parties willing to take water from them at a rate to be fixed by them in the same manner as any private company or companies can or may now contract and charge for the same; and when the water works now erected and in use in the said City belonging to the any such private Company shall have been acquired by the said City or are otherwise disposed of, then the owner and occupier of each and every house, tenement or lot in the said City of Toronto, in any street or streets in which the said water shall be laid, shall each be liable for the payment of a special water rate to be fixed by the Commissioners, and such water rate so fixed shall be lien upon the said house, tenement or lot, in the same way or manner as other taxes assessed on real property in the said City of Toronto are liens, and shall be collected in like manner if not previously paid to the said Commissioners. 30 35 40

When the works belonging to any private Company shall be purchased by the City, a water rate may be levied.

Quorum of Commissioners: their acts to bind the Corporation of the City.

XIV. A majority of the said Commissioners shall constitute a quorum for the transaction of any business allowed or required by the powers or duties of the office, and all contracts and requirements, acts and doings of the said Commissioners within the scope of their duty or authority shall be obligatory upon and in law considered as done by the Mayor, Aldermen and Commonalty of the City of Toronto. 45

Commissioners may bring and defend actions, &c.

XV. The said Commissioners may prosecute or defend any action or proceeding at law or in equity by the name of "The Water Commissioners 50