

13. In the event of the said Jenison at any time ceasing to operate the said works so as to fully comply with the terms of the said agreements, then the corporations of the Towns of Port Arthur and Fort William, or either of them, may, after thirty days' notice requiring the said Jenison to comply with the said agreements and his failure to do so, take over such of the said works and supply of water as may be necessary to fulfil all the conditions of the said agreements, at a value to be determined by arbitration under the provisions of *The Municipal Act*; and in the event of any differences at any time arising between the corporations of the Towns of Port Arthur and Fort William as to any matter or thing to be done in taking such proceedings, or as to the manner of dealing with or the management of the said works and supply of water so taken over such differences as they from time to time arise shall be determined by arbitration under the provisions of *The Municipal Act*, or, if the parties so agree, by the Official Arbitrator of the City of Toronto, whose decision shall be final and without appeal.

right of towns
to take over
the works

14. The said Edward Spencer Jenison, and his assigns and his customers and lessees shall not have the right to sell, lease or otherwise dispose of or supply electric light or water or power to generate electric light for any municipal, domestic or commercial purposes in the municipalities of Fort William and Port Arthur during the existence of the said agreements.

Jenison not to
sell or lease
water, light or
power while
agreement
extends.

15. Notwithstanding anything to the contrary in the agreements to the schedules to this Act contained, the only exemption from taxes in either of the municipalities of Fort William or Port Arthur shall be of the works to be constructed by the said Edward Spencer Jenison under the agreements to the schedules to this Act which are necessary for the development and distribution in the said municipalities of power and light.

Exemption of
works from
taxation.

16. The construction of the said works shall be commenced within a period of six months from the passing of this Act and shall be completed within three years from the time fixed as aforesaid for commencement or within such further time as may be granted by the Lieutenant-Governor in Council, so as to have ready and available for use hydraulic capacity for at least ten thousand horse power.

Time of com-
mencement
and comple-
tion.

SCHEDULE A.

TOWN OF FORT WILLIAM.—No. 1905.

A By-law Respecting Waterworks, Electric Lighting and Power and Other Services of Municipal Purposes.

The council of the corporation of the Town of Fort William enacts as follows:

1. The mayor and clerk are authorized and empowered on behalf of this corporation to execute the agreement between the corporation of the Town of Fort William and Edward Spencer Jenison, a draft of which is herewith attached, marked as "Schedule A" to this by-law, and which schedule is made a part of this by-law to be read herewith after the same shall have received the assent of the electors and ratepayers as required by law.

2. The votes of the electors, being the qualified ratepayers of the Town of Fort William entitled to vote upon this by-law, will be taken on this by-law by the clerk of the corporation of the Town of Fort William, the returning officer in that behalf, by and through the several deputy returning officers hereinafter named, on Monday, the second day of January, A. D. 1899, commencing at nine o'clock in the morning when the poll shall be opened, and continuing until five o'clock in the afternoon of that day and no longer, at the several under mentioned places in the Town of Fort William, namely: