

been offered as an inducement for the purchase of lot or land therein, the jury shall deduct from the determined value of the plant or system such sum as it may reasonably determine was added to the purchase price of said land or lots in the sale thereof for the purpose of constructing said systems. Privately owned systems shall be taken under said condemnation by the Commission free and clear of all debts and liens, but said Commission shall make a party defendant any person, firm or corporation having any record lien or encumbrance against the same, and the Circuit Court is hereby empowered and authorized to determine the respective amounts due the defendants, and from and after payment into Court or to the proper parties, the Commission shall be authorized to take possession of, maintain and operate said system, whether private or municipal, as a part of its general system, and from the date of such payment all properties along the line of any water main or sewer of the system so acquired shall stand in the same relation, bear the same benefit assessment, and be subject to the same regulations and penalties, as though the system so acquired had been constructed and put into operation by the Commission under the provisions of this Act; provided, however, that no building or premises actually connected in an adequate manner with the said acquired system at the time of its purchase shall be required to pay any connection charge. Wherever there is in existence a privately owned water supply or sewerage system which in the judgment of the Commission is unfit, as a whole or in part, for incorporation with the Commission's system, the Commission shall disregard the existence of said system or unfit part thereof and extend its system to serve the area tributary to the existing system or unfit part thereof, and all the provisions of this Act relating to systems constructed by the Commission shall apply to said extension. Any municipality whose system is acquired by the Commission, whether by purchase or condemnation, is hereby authorized to use the amount paid to it for said system for the purchase or redemption of any bonds or debt which may be outstanding against the same; or the Commission may, as a part of the purchase price of said system, assume the payment of any such outstanding bonds. The Commission shall not purchase any existing water, sewer mains or systems, in whole or in part, which are improperly constructed, or are not of sufficient capacity or were constructed without proper authority from the State Department of Health since the passage of the Act requiring the same.

1927, ch. 676, sec. 18.

440. After the passage of this Act, whenever a municipality or the property owners or residents of any locality in the Sanitary District shall desire a water supply, sewerage or drainage system, or part thereof, to be constructed in that municipality or locality, and the Commission shall decide that it is inexpedient or impracticable at that time, owing to the remoteness from its general system or other causes, to build such system, such municipality or persons may build and operate said system at its own expense, but it shall be constructed under plans and specification prepared by the Commission and under its supervision, and its mainte-