

assessment shall be a lien thereon with priority over other liens. But when the lessee in any lease is nominally interested therein only by reason of there being no improvements in the way of buildings, the fee shall be also bound, as well as the lessees interest, and the owner of the fee shall be entitled to notice of the proceeding in some one of the modes hereinbefore provided.

Thereupon the Commissioners shall arrange for doing the work and furnishing the materials. They may provide the materials and contract for doing the work, or they may contract with the same person for the materials and work. They shall call on two or three persons skilled in such work to make an offer of terms on which they will do the work, and they shall accept the bid or offer of the person who, in their judgment, will furnish the best materials and work for the least money, or who will do the best work on the most moderate terms. Upon the completion of the work the Commissioners shall examine the same, and shall hear complaints, if any are made, within ten days after the work has been completed. After ten days they may accept the same. Controversies with the contractors may be settled by submitting the matters in question to referees, chosen in the usual manner, or the contractor or claimant may be left to his action at law; but in the meantime the public may use the improvements. After the work has been accepted the persons who are liable to pay for the same shall not be entitled to set up any defects in the work or materials as a ground for exempting them from paying their contribution. As soon as the work has been accepted, or as soon as any dispute is settled by arbitration or suit at law, the Commissioners, upon their previous order fixing the proportion which each person liable to pay shall contribute, shall ascertain the entire expense for the improvement, and shall assess each person who is liable with his proper share of said expense, and to this end it shall pass an order wherein the persons who are bound to pay any portion of the expense, and the property on account of which they are bound to pay the same shall be mentioned, and each of said persons shall be ordered to pay to the Town Clerk and Treasurer his proper part of the expense. The said assessment shall be a tax, and shall bind the property affected thereby, and as to such property it shall be a lien thereon, with a priority of liens over all other liens.

A copy of the order may be filed in the office of the Clerk of the Circuit Court for said county, if the amounts ordered to be paid therein be not paid within thirty days after the

Commissioners may arrange for doing the work

Dispute with contractors settled by referees.

Assessment for proper share of expense.

How payment may be enforced.