

Taking  
private  
property  
for public  
use.

to the commissioners, and the latter shall examine personally the property to be taken and assessed. The party owning any property taken, may remove any improvement therein. The verdict of the commissioners shall be signed by each commissioner, and delivered to the Mayor or persons acting in his stead, and contain a correct description of each lot or parcel of private property to be taken, and the value thereof, and the amount assessed against the town, together with a correct description of each lot or parcel of private property assessed, and the amount assessed against the same. (d.) The Mayor or person acting in his stead, shall, after rendition of the verdict, report the same to the council, and if the same be not confirmed within sixty days from such report, the proceedings and verdict shall be void. If the verdict and proceedings be confirmed by the council within sixty days, an appropriation shall be made to pay such sum as has been assessed against the town, and the amount assessed by the commissioners against private property, shall be a lien superior to all other liens on the several lots charged from the day the ordinance providing for the improvement, takes effect until paid; and if not paid within thirty days after the confirmation of the verdict, shall bear interest at the same rate as delinquent general taxes, and shall be forthwith collected by the treasurer of the town, either by suit brought in the name of the town or in the same manner as delinquent general taxes are collected under this charter. (e.) Money collected on such assessment shall be used only to pay such compensation, and whatever interest shall be collected, and no more shall be apportioned among the owners of the property taken. The town shall not be entitled to the possession of any lots or parcel of property taken, until payment of the compensation therefor be made or paid into the Circuit Court of Montgomery County for the person entitled in case such person be absent, unable or unwilling to receive the same or the title to the property to be taken shall be in question. (f.) In case the town or any person affected by such proceeding shall feel aggrieved by the verdict of the commissioners, appeal may be taken within twenty days of the approval of said verdict to the Circuit Court of Montgomery County. The party appealing shall perfect his appeal by filing with the town clerk a written notice of his intentions so to do within said twenty days and thereupon the clerk shall within twenty days from said notice, file a complete transcript of the proceedings with the clerk of the Circuit Court; and said cause, unless the appeal be dismissed, shall be tried *de novo* in said court at the next jury term of said court, after