

arrange with them for the payment of the expense thereof, but if no satisfactory arrangement can be made then they shall by order appoint three discreet and disinterested residents of the town, over the age of twenty-five years, as adjusters. The adjusters shall make a careful examination of the real and leasehold property in front of which the pavement or sidewalk or gutter is to be made and also of the other real or leasehold property on said street, lane, alley or thoroughfare, or in the near vicinity thereof which may be benefited by the proposed pavement. They shall take into consideration all the circumstances pertinent to their inquiry that may be brought to their knowledge or that may be open to their observation, and among other things the benefits the owners of the property in front of which the proposed pavement is to be made have received from the pavement previously laid on said street, lane, alley or thoroughfare, and they shall decide whether the owner of the property in front of which the proposed pavement is to be made should bear all the expenses of making the same or whether the owners of other real or leasehold property located on said street, lane, alley or thoroughfare, or in the near vicinity, shall contribute to said expenses. The said adjusters shall make in writing and sign a return to the Mayor and Council of their proceedings and conclusion in the premises, and they shall therein give the name of each person who, in their judgment, ought to contribute to said expense, and they shall also state therein the proportion of the expense which each one shall pay, and they shall name the property on account of which the said contribution shall be paid. They shall go before a justice of the peace for Worcester county and make oath that they have fairly and justly performed the duties of adjusters, without fear or favor, partiality or prejudice, and that the matters set forth in their return are true as therein set forth; they shall sign their names to the return and the justice shall append a proper certificate thereto. After the return is made the town secretary, under the direction of the Mayor and Council, shall prepare a notice of the proceedings, to be given to all persons named in the return of the adjusters, wherein it shall be stated that being about to have certain sidewalks or gutters, or both, paved on a designated street, lane, alley or thoroughfare of Berlin, the Mayor and Council had appointed three adjusters to examine and make return, stating by whom the expense of said improvement should be paid, and that the adjusters had made return that (here the name of the person mentioned in said return as bound to pay the expenses, with the proportion of the expense to be borne by each). The notice shall appoint a day for the persons notified to appear and show