

be deemed benefited by the proposed improvement, and be assessed, and charged to pay compensation therefor, with a description of the property so benefited. The Mayor or member of the Council designated as above provided, shall thereupon appoint a day and place for impaneling the commissioners to ascertain the compensation for the property to be taken, and issue a notice under his hand and the seal of the town, which shall give the names of the owners at the date of the ordinance of the property to be taken and to be assessed for compensation; the date and purpose of the ordinance; and shall state that their property will be taken, or assessed for compensation for the taking, for the purpose specified in the ordinance; and that commissioners will be empowered to ascertain said compensation and make such assessment on the day and at the place fixed by the Mayor or member of the Council, as the case may be. Said notice shall be served by delivering to such owner a copy thereof, or by leaving such copy for such owner at his usual place of abode with some member of his family over the age of fifteen years. Corporations shall be served with such notice in like manner as with summons in ordinary civil action. If service cannot be made on all or any of the parties aforesaid within the town the return shall so state and be prima facie evidence of the facts stated therein. Whereupon said notice shall be published once a week for two weeks before the day for the sitting of said commissioners, in some newspaper having a general circulation in said town; and affidavit of the publisher of said notice shall be evidence of the fact. Service of the notice shall be made at least three days before the commissioners meet. It shall be sufficient to bring in the owners of and all persons claiming any interest in the property affected by such proceedings, who may be the owners or be interested therein at the time the ordinance providing for the improvement takes effect; and all parties claiming or holding through or under such owners or persons interested, shall be bound by such proceedings.

(C) The commissioners shall ascertain the just compensation to be paid as follows:

First: For each piece of property taken, when the public use thereof shall be such that the town must have exclusive possession thereof, the actual value of the property taken.

Second: For each piece of property taken, when the public use thereof may be such that the town need only have such