

manner] as [it is authorized to acquire land by] PROVIDED IN TITLE 2 OF this article.

3-107. Privately owned sections.

(A) [In the condemnation of] IF A privately owned water or sewerage [systems] SYSTEM IS THE SUBJECT OF A CONDEMNATION PROCEEDING UNDER TITLE 2 OF THIS ARTICLE, [the] A jury IN THE PROCEEDING shall:

(1) [take into consideration] CONSIDER as a part of [their] AN award any payment, contribution, or tax paid by the respective lot owners or purchasers toward the construction of the systems[,]; and

(2) [where] IF the system [or systems have] HAS been built in connection with and for the purpose of developing home sites, subdivisions, or villages by any [individual, firm or corporation] PERSON and [such] THE system [or systems have] HAS been offered as an inducement for the purchase of lots or land [therein] TO BE SERVED BY THE SYSTEM, [the jury shall] deduct from the determined value of the plant or system [such] A sum [as it may] THAT THE JURY reasonably [determine] DETERMINES was added to the purchase price of the land or lots [in the sale thereof] for the purpose of constructing the system.

(B) (1) [Privately owned systems shall be taken under the condemnation by the commission free and clear of all debts and liens, but the commission] IF THE WSSC TAKES PRIVATELY OWNED SYSTEMS BY CONDEMNATION, THE WSSC SHALL TAKE THE SYSTEMS FREE AND CLEAR OF ALL DEBTS AND LIENS.

(2) THE WSSC shall make a party defendant any person[, firm or corporation having any] WHO HAS A record lien or encumbrance against the [same] PRIVATELY OWNED SYSTEM, and the circuit court [is hereby empowered and authorized to] MAY determine the respective amounts due the defendants[, and from and after].

(3) AFTER the payment into court or to the proper parties[, the commission]:

(I) THE WSSC [shall be authorized to] MAY take possession of, maintain, and operate the PRIVATE system[, whether private or municipal, as a part of its general system,]; and

(II) [from the date of such payment all] ALL properties along the line of any water main or sewer of the PRIVATE 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 PRIVATE system [so acquired] had been constructed and put into operation by the [commission] WSSC under the provisions of this article[; provided, however, that no].