

thereof, or any sewage treatment plant, reservoir, water treatment plant, storage tank, or pumping station or any surface water drainage facility or for the execution by the County of any other power or function vested in it by this [subtitle] TITLE, the County, if it be unable to acquire the property or right by purchase, may condemn the property or right by proceedings in the Circuit Court for the county in which the property or right is located, as provided for condemnation of land by public service corporations in the Public General Laws of Maryland, now or hereafter in effect; and the County may likewise condemn the interest of any tenant, lessee, or other person having any right or interest in the property or right. At any time after ten days after the return and recordation of the verdict or award in [such] A proceeding UNDER THIS SECTION, the County may enter and take possession of the property so condemned, upon first paying to the Clerk of the Court the amount of the award and all costs taxed to that date, notwithstanding any appeal or further proceedings upon the part of the defendant. At the time of [said] payment, however, the County shall give its corporate undertaking to abide by and fulfill any judgment in any such appeal or further proceedings provided, however, that the County shall have (1) no authority to condemn, take or acquire any stream bed, waterway, water rights or drainage area used by or for which plans are being made to be used by any municipal corporation which existed on June 1, 1967, without the approval of such municipal corporation and (2) no authority to condemn sewerage, water, or drainage systems owned and operated by any municipal corporation which existed on June 1, 1967.

(b) In the condemnation of privately-owned water, sewerage or drainage systems the jury shall take into consideration as a part of its award any payment, contribution, or tax upon the respective lot owners or purchasers toward the construction of [said] THE system, and where [said] THE system or systems have been built in connection with or for the purpose of developing home sites, subdivisions, or villages, or by any individuals, firm, or corporation, and [such] THE system or systems have been offered as an inducement for the purchase of lot or land therein, the jury shall deduct from the determined value of the plant or system [such] A sum as it may reasonably determine was added to the purchase price of the land or lots in the sale thereof for the purpose of constructing [said] systems.

(c) Privately-owned systems shall be taken under condemnation by the County free and clear of all debts and liens, but the County shall make a party defendant of any person, firm, or corporation having any recorded lien or encumbrance against the [same] PRIVATELY-OWNED SYSTEMS, and the Circuit Court may determine the respective amounts due the defendants; and from and after payment into Court or to the proper parties as [hereinabove] provided IN THIS SUBSECTION, the County is authorized to take possession of, maintain, and operate the system, which shall be subject to the same regulations and penalties as though the system so acquired had been constructed and put into operation by the County under the provisions of the [subtitle] TITLE; provided, however, that no building or premises actually connected in an adequate manner with an acquired water or sewerage system shall be required to pay any connection charge.

(d) Whenever there is in existence a privately-owned water supply, sewerage or drainage system which in the judgment of the Board is unsuitable in whole or in part, for the incorporation into the County's system, the Board may disregard the