

the same time said Commission shall cause a duplicate description and plat to be prepared and recorded or filed among its records. And if the petition be for the closing of a road or portion thereof, or for the relocation or alteration of a road which will result in a closing of a portion of the same as formerly existing, and no objection be made thereto after notice by advertisement as aforesaid, or if objection be made and overruled as aforesaid, and no appeal be taken as hereinafter provided, or if such an appeal be taken and dismissed, the action of said Commission in directing said road or portion thereof to be closed shall be final and forever preclude all persons affected thereby from claiming compensation or suing the Commission therefor. If on any such petition for opening, altering, relocating or closing any road as aforesaid, the Commission shall determine that it is expedient that examiners shall be appointed for the purpose of viewing the grounds and assessing the benefits and damages arising therefrom, it shall be the duty of the Commission first to determine the amount of money to be deposited to cover the cost of such examination, including advertising, per diem of examiners, which shall be two dollars and fifty cents per day for each examiner, except the Roads Engineer, who shall serve as such without further compensation, surveys and platting and all other expenses; and to require that the same be deposited with the treasurer of the county before further steps are taken. Upon such deposit being made the Commission shall appoint three examiners, one of whom shall be the Roads Engineer, one a resident of the district in which the proposed road is located and who does not own property on the lines of the same and is not directly affected thereby or interested therein except as a resident of such district, and the third a disinterested freeholder of the county, to go upon the grounds, examine into the public need for the opening, altering, relocating or closing of the road as aforesaid, determine the probable cost thereof and the names of the property owners who will be benefited or damaged thereby, and the amount to which each will be so benefited or damaged, and the amount which the district fund should contribute; provided, that the total net assessments for benefits imposed upon the petitioners for such road shall in no event be less than twenty-five per cent. of the whole cost thereof, including the cost of the proceedings. The examiners so appointed before they proceed to act as such shall take an oath to execute the trust reposed in them faithfully and without favor, affection or partiality, which oath shall be endorsed on the order of appointment and returned therewith. Said examiners or a majority of them shall give notice of the time and place of meeting by personal notice to the petitioners, and by publishing a notice of the same once a week for two successive weeks in some