

41. When the lands described in the petition are located in two or more counties, the Board of County Commissioners of either county shall have and may exercise the jurisdiction herein conferred, but the venue shall lie in that county in which the petition is filed. There shall be at least one member of the Board of Drainage Viewers from each county in which the said lands are located.

42. The Board of Drainage Viewers, before proceeding with the execution of its duties, shall give not less than ten days' previous notice of its intention to proceed, by notice set up at four public places in the area described in the petition, and by notice inserted in a newspaper or newspapers published in the county or counties in which the lands to be viewed are located.

43. The Board of Drainage Viewers shall engage the services of a competent and experienced engineer and with him shall go upon and view the lands described in the petition. They shall make a careful and thorough examination of the area, and of other lands if necessary to locate properly such improvement or improvements as are petitioned for. They shall see that all lands which would be benefited are included in the proposed organization, and shall exclude any lands described in the petition which they may determine would not be benefited by the proposed improvements. They shall make such surveys as are necessary to determine the boundaries and elevations of the several parts of the area, and to develop a plan for the necessary improvements. They shall lay out on the ground, plainly and substantially marked, the line of each ditch or drain or other improvement which they shall deem necessary.

The Board of Viewers, or their employees or agents may enter upon the lands within or without the area in order to make surveys and examinations to accomplish their purpose, being liable, however, for actual damage done. Any person or corporation preventing such entrance shall be guilty of a misdemeanor, punishable by a fine not exceeding fifty dollars in the discretion of the court.

44. The Board of Drainage Viewers shall consider any damages claimed arising from land taken or for inconvenience imposed by reason of the construction of the proposed improvements, or by any other legal damage sustained. Such damages shall be considered separate and apart from any benefits that would result from the proposed improvements.

45. All persons whose lands will derive benefit from the proposed improvements shall contribute to the cost